

MEETING OF THE

LEGISLATIVE/COMMUNICATIONS AND MEMBERSHIP COMMITTEE

SOUTHERN CALIFORNIA



**ASSOCIATION of
GOVERNMENTS**

Main Office

818 West Seventh Street
12th Floor
Los Angeles, California
90017-3435

t (213) 236-1800

f (213) 236-1825

www.scag.ca.gov

Officers

President

Greg Pettis, Cathedral City

First Vice President

Carl Morehouse, San Buenaventura

Second Vice President

Cheryl Viegas-Walker, El Centro

Immediate Past President

Glen Becerra, Simi Valley

Executive/Administration Committee Chair

Greg Pettis, Cathedral City

Policy Committee Chairs

Community, Economic and
Human Development
Margaret Finlay, Duarte

Energy & Environment
James Johnson, Long Beach

Transportation
Keith Millhouse, Ventura County
Transportation Commission

Tuesday, May 21, 2013

8:30 a.m. -10:00 a.m.

SCAG Offices

818 West 7th Street, 12th Floor

Policy Committee Room B

Los Angeles, CA 90017

(213) 236-1800

Videoconference Available

San Bernardino SCAG Office

1170 W. 3rd Street, Suite 140

San Bernardino, CA 92418

Imperial SCAG Office

1405 N. Imperial Avenue, Suite 1

El Centro, CA 92243

Teleconference Is Available

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact Ruby Moreno at (213) 236-1840 or via email moreno@scag.ca.gov

Agendas & Minutes for the Legislative/ Communications and Membership Committee are also available at:

www.scag.ca.gov/committees

SCAG, in accordance with the Americans with Disabilities Act (ADA), will accommodate persons who require a modification of accommodation in order to participate in this meeting. If you require such assistance, please contact SCAG at (213) 236-1993 at least 72 hours in advance of the meeting to enable SCAG to make reasonable arrangements. To request documents related to this document in an alternative format, please contact (213) 236-1928

Legislative/Communications and Membership Committee

May 2013

Pam O'Connor, District 40 ***Chair***
Kris Murray, District 19 ***Vice-Chair***

Member

Barrows, Bruce
Becerra, Glen
Botts, Bob
Clark, Margaret
Daigle, Leslie
Daniels, Gene
Finlay, Margaret
Martinez, Michele
McCallon, Larry
Mitchell, Judy
Nelson, Shawn
Pettis, Greg
Viegas-Walker, Cheryl
Wapner, Alan

Representing

District 23
District 46
RCTC
District 32
District 15
District 24
District 35
District 16
District 7
District 40
Orange County
District 2
District 1
SANBAG

Teleconference Locations

Hon. Margaret Clark
Rosemead City Hall
8838 E Valley Blvd
Rosemead, CA 91770

Hon. Margaret Finlay
2221 Rim Road
Duarte, CA 91008

Hon. Leslie Daigle
2201 Vista Huerta
Newport Beach, CA 92660

Hon. Shawn Nelson
Hall of Administration
333 W. Santa Ana Blvd.
Santa Ana, CA 92701

Hon. Greg Pettis
Sheraton Chicago Hotel & Towers
3770 Las Vegas Blvd. S
Las Vegas, NV 89109

Hon. Alan Wapner
Caesar's Palace Hotel
3570 S Las Vegas Blvd.
Las Vegas, NV, 89109

LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE AGENDA MAY 21, 2013

The Legislative/Communications & Membership Committee may consider and act upon any of the items listed on the agenda regardless of whether they are listed as information or action items.

CALL TO ORDER & ROLL CALL

(Hon. Pam O'Connor, Chair)

PUBLIC COMMENT PERIOD

Members of the public desiring to speak on items on the agenda, or items not on the agenda, but within the purview of the Committee, must fill out and present a Public Comment Card to the Assistant prior to speaking. Comments will be limited to three (3) minutes, per speaker provided that the Chair has the discretion to reduce this time limit based upon the number of speakers. The Chair may limit the total time for all comments to twenty (20) minutes.

REVIEW AND PRIORITIZE AGENDA ITEMS

CONSENT CALENDAR

- | | |
|--------------------------------------|------------------------|
| 1. Minutes of April 16, 2013 Meeting | Attachment 1 |
|--------------------------------------|------------------------|

ACTION/DISCUSSION ITEMS

- | | |
|---|--|
| 2. AB 401 (Daly): Public contracts: design-build: Interstate 405 Improvement – SUPPORT
<i>(Darin Chidsey, Acting Director)</i> | Attachment 5 |
| 3. AB 5 (Ammiano): Homelessness – OPPOSE unless AMENDED
<i>(Darin Chidsey, Acting Director)</i> | Attachment 8 |
| 4. AB 1290 (Perez): Transportation Planning Update
<i>(Sharon Neely, Chief Deputy Executive Director)</i> | to be sent under
separate cover |

INFORMATION REVIEW/DISCUSSION ITEMS

- | | |
|--|--|
| 5. AB 574 (Lowenthal): California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Fund: sustainable communities' strategies
<i>(Sharon Neely, Chief Deputy Executive Director)</i> | Attachment 29 |
| 6. May Budget Revise Update
<i>(Darin Chidsey, Acting Director)</i> | to be sent under
separate cover |

LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE AGENDA MAY 21, 2013

INFORMATION REVIEW/DISCUSSION ITEMS CONT.

- | | |
|--|----------------------|
| 7. Federal Freight and Transportation Legislation Summary
<i>(Darin Chidsey, Acting Director)</i> | Attachment 48 |
| 8. General Assembly Update
<i>(Pam O'Connor, LCMC Chair)</i> | Oral Update |
| 9. Federal and State Legislative Update
<i>(Sharon Neely, Chief Deputy Executive Director)</i> | Oral Update |
| 10. SCAG Membership and Dues Update – FY 2012-13
<i>(Darin Chidsey, Acting Director)</i> | Attachment 51 |
| 11. Strategy, Policy and Public Affairs Update
<i>(Darin Chidsey, Acting Director)</i> | Oral Update |
| 12. California Legislative Matrix
<i>(Darin Chidsey, Acting Director)</i> | Attachment 52 |

FUTURE AGENDA ITEMS

Any Committee member or staff desiring to place items on a future agenda may make such a request.

ANNOUNCEMENTS

ADJOURNMENT

The next meeting of the Legislative/Communications & Membership Committee is scheduled for 8:30 a.m., Tuesday, July 16, 2013 at the SCAG Los Angeles office.

**LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE
of the
SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS**

**April 16, 2013
Minutes**

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN AND/OR DISCUSSIONS BY THE LEGISLATIVE/COMMUNICATIONS & MEMBERSHIP COMMITTEE. AUDIO OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S DOWNTOWN LOS ANGELES OFFICE.

The Legislative/Communications & Membership Committee held its April 16, 2013 meeting at SCAG's downtown Los Angeles Office.

Members Present

Hon. Bruce Barrows, District 23
Hon. Margaret Clark, District 32
Hon. Gene Daniels, District 24
Hon. Leslie Daigle, District 15 (**Teleconference**)
Hon. Michele Martinez, District 16 (**Teleconference**)
Hon. Larry McCallon, District 7
Hon. Judy Mitchell, District 40 (**Teleconference**)
Pam O'Connor, District 41 (**Teleconference**)
Hon. Greg Pettis, District 2 (**Teleconference**)
Hon. Cheryl Viegas-Walker, District 1 (**Teleconference**)
Hon. Alan Wapner, District 1 (**Teleconference**)

CALL TO ORDER

The meeting was called to order by Councilmember Larry McCallon at 8:30 a.m. There was a quorum.

PUBLIC COMMENT PERIOD

There were no public comments.

CONSENT CALENDAR

1. Minutes of March 19, 2013 Meeting

A motion was made (Mitchell) to approve the Consent Calendar. The motion was **SECONDED** (Daniels) and **APPROVED** by roll call vote. (1-Abstain – Wapner)

ACTION ITEMS

2. SCAG Sponsorships

Darin Chidsey, Acting Director, presented two sponsorships: The 12th Annual Ventura County Housing Conference and the Inland Empire Economic Partnership (IEEP) – Inland Empire Quality of Life Summit. Both events have invited SCAG to be a speaker, and Executive Director

Legislative/Communications & Membership Committee Minutes

Hasan Ikhrata will be attending the IEEP Summit. The LCMC Committee, familiar with these events, had no further questions.

A motion was made (Daniels) to recommend approval of the 12th Annual Ventura County Housing Conference to the Regional Council. Motion was SECONDED (Viegas-Walker) and UNANIMOUSLY approved by roll call vote.

A motion was made (Barrows) to recommend approval of the Inland Empire Economic Partnership Summit for \$1,000 to the Regional Council. Motion was SECONDED (Daniels) and UNANIMOUSLY approved by roll call vote.

3. AB 1179 (Bocanegra): RTP-SCS School Sites - OPPOSE

Darin Chidsey, Acting Director, informed the Committee that AB 1179 expands the goals of the Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) planning by integrating how future school facilities sites or existing facilities may be impacted by the SCS. The three main concerns were outlined; 1) only three (3) of the nineteen (19) Metropolitan Planning Organizations (MPOs) in the state have adopted RTP/SCSs. AB 1179 would amend the SB 375 process, without the opportunity to go through the first cycle to ensure that everything at the state level is completed; 2) Coordination efforts with 199 local school districts provides no additional funding for MPO's and constrains staff resources; 3) the structure of the bill requires SCAG to coordinate with the local school districts, there are 199 districts in the SCAG region. Mr. Chidsey further explained that school siting, ensuring school traffic, and the expansion of new school facilities contributes to local vehicle trips, are all important issues for the SCAG region. Due to the structure of the bill staff is recommending an oppose position.

A motion was made (Clark) to recommend approval of an oppose position for AB 1179 (Bocanegra) to the Regional Council. Motion was SECONDED (Pettis) and unanimously APPROVED by roll call vote.

4. AB 1257 (Bocanegra) – State Energy Resources Conservation & Development – SUPPORT

Darin Chidsey, Acting Director, reintroduced AB 1257 that was reviewed and discussed at the March LCMC meeting. At the Committee's request, staff worked with the sponsor to clarify the purpose and intentions of the bill. AB 1257 would enact the Natural Gas Act, which would require the California State Energy Resources Conservation & Development Commission to bear and submit to the legislature a report containing specific information identifying strategies to maximize the benefits obtained from natural gases and energy source. Mr. Chidsey informed the Committee that during the development of the adopted RTP/SCS one noted factor was that Southern California needs to ensure to look at all energy sources to meet our future needs. The California Gas Company asked for SCAG's support because of Southern California's future issue of building 1.5 million new households, which can be aided by passing this legislation. Additionally, Mr. Chidsey also reported that there is an energy plan the state adopts on a multi-year basis that looks at all sources, and this again would ensure that not only is natural gas being looked at more specifically than a larger energy plan. The committee raised several concerns, and discussed how to move forward.

Legislative/Communications & Membership Committee Minutes

A motion was made (Mitchell) to recommend a watch position for AB 1257. Motion was SECONDED (Barrows).

A substitute motion was made (Clark) to recommend approval to support AB 1257 to the Regional Council. Motion was SECONDED (Pettis) and did not pass. (6 - NO – Barrows, Daigle, Daniels, Mitchell, O'Connor, Viegas-Walker)

A motion was made (Mitchell) to recommend a watch position for AB 1257. Motion was SECONDED (Barrows) and APPROVED by roll call vote (2 - NO – Clark, Pettis)

5. AB 1290 (Speaker Perez): Transportation Planning – WORK WITH AUTOR

Darin Chidsey, Acting Director, reported on AB 1290 which would make significant changes to the transportation planning process, particularly in regards to the Federal Transportation Improvement Program (FTIP). The purpose of AB 1290 is to align the California Transportation Commissions (CTC) structure and coordination between it and local transportation planning agencies. Mr. Chidsey highlighted several issues with the bill including adding additional requirements when producing an FTIP to ensure it meets certain goals of SB 375 greenhouse gas emission reductions, amending rules governing FTIP development, and the uncertainty of the analysis by the CTC for project-by-project based reporting requirements. SCAG would like to work with the author to address these concerns.

A motion was made (O'Connor) to recommend approval of the work with author position for AB 1290. Motion was SECONDED (Pettis) and APPROVED by roll call vote (4- NO – Barrows, Daigle, Daniels, and Martinez).

6. Federal and State Legislative Update

Darin Chidsey, Acting Director, provided a summary on the federal legislative update, and announced President Barak Obama's budget looks to address transportation over the next fiscal year.

7. Strategy, Policy and Public Affairs Update

Darin Chidsey, Acting Director, provided the Committee with a brief update of the final organizational details for the 2013 General Assembly (GA), and reported on the GA program, registrants, and sponsorships. Mr. Chidsey congratulated the Host Committee for reaching their sponsorship level goals. Chairman McCallon introduced Host Committee Chair, Cheryl Viegas-Walker who thanked the other members of the Host Committee as well as SCAG staff. Councilmember Viegas-Walker encouraged everyone to view the SCAG GA website and browse the sponsor links.

8. California Legislative Matrix

Darin Chidsey, Acting Director, directed the members to review the matrix and answered questions from the Committee.

Legislative/Communications & Membership Committee Minutes

FUTURE AGENDA ITEMS

None.

ANNOUNCEMENTS

None.

ADJOURNMENT

The next regular meeting of the Legislative/Communications & Membership Committee is scheduled for 8:30 am – 10:00 am, Tuesday, May 21, 2013 at the SCAG Los Angeles office.

Reviewed by:

A handwritten signature in black ink that reads "Sharon A. Neely". The signature is written in a cursive, flowing style.

Sharon Neely
Chief Deputy Executive Director

REPORT

DATE: May 21, 2013

TO: Legislative/Communications & Membership Committee (LCMC) *Pin Lin*

FROM: Darin Chidsey; Acting Director, Strategy, Policy & Public Affairs; (213) 236-1836;
chidsey@scag.ca.gov

SUBJECT: AB 401 (Daly): Public contracts: design-build: Interstate 405 Improvement – SUPPORT

RECOMMENDED ACTION:
SUPPORT.

EXECUTIVE SUMMARY:

AB 401 (Daly) is an Orange County Transportation Authority (OCTA) sponsored bill that would allow OCTA to utilize design-build procurement for the Interstate 405 Improvement Project on the state highway system. The bill directs specific requirements to the California Department of Transportation (Caltrans) and to OCTA described below with respect to utilization of this authority for this project, and provisions sunset on January 1, 2018. Staff recommends support.

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 2: Obtain Regional Transportation Infrastructure Funding and Promote Legislative Solutions for Regional Planning Priorities; Objective b) Identify and support legislative initiatives.

BACKGROUND:

AB 401 would authorize OCTA to use design-build for the Interstate 405 (I-405) Improvement Project. Specifically, this bill:

- Authorizes OCTA to use design-build procurement for the I-405 Improvement Project, based on either best value or lowest responsible bid;
- Provides that Caltrans is to perform construction inspection services on the project, including specific tasks, such as material source testing, surveying, independent quality control testing and inspection, and quality assurance audits;
- Prescribes a direct reporting relationship between project inspectors and senior Caltrans engineers responsible for all inspectors and construction inspection services;
- Explicitly states that the senior Caltrans engineer responsible for construction inspection services is responsible for acceptance or rejection of work on the project;
- Provides, notwithstanding any other provision of law, that Caltrans will retain the authority to stop the contractor's operations on the project in the event public safety is jeopardized;
- Directs Caltrans to ensure that public safety and convenience is maintained for work performed under an encroachment permit within state highway rights of way;
- Directs the CTC to develop conflict-of-interest guidelines for transportation entities entering into design-build contracts;
- Requires transportation entities that are authorized to use design-build to establish and enforce a labor compliance program or contract with a third party to operate a labor compliance program; alternatively, allows the transportation entities to enter into a collective bargaining agreement;

- Sets forth processes and procedures to govern the design-build procurement process;
- Includes a January 1, 2018, sunset date.

Discussion

Design-build is a project delivery methodology that provides expedited project delivery by allowing design and construction activities to proceed concurrently rather than sequentially. Alternatively, under the more common design-bid-build approach, the owner or sponsor would first complete the design of the facility, and then offer it to qualified contractors for bid, awarding it to the lowest responsible and responsive bidder.

The design-build approach has been successfully used on a variety of transportation projects. However, state legislation has only allowed for limited design-build authority, often in the form of pilot programs or individual project authority. In 2000, AB 958 (Chapter 541, Statutes of 2000) passed allowing transit agencies to utilize design-build authority in limited circumstances. OCTA used the authority from AB 958 to construct the State Route 22 Improvement Project resulting in substantial time savings. The provisions in AB 958 were later amended by AB 372 (Chapter 262, Statutes of 2006) to limit the use of this design-build authority to only transit projects, excluding future use for highway or local street and road projects. The authority under AB 958 is currently set to expire in 2015.

In 2009, as part of the state budget process, the Legislature passed SBX2 4 (Chapter 2, Statutes of 2009), which allowed pilot programs for transportation design-build and public private partnership authority. SBX2 4 allowed for five local street, road, bridge, tunnel, or public transit projects, as well as ten state highway bridge or tunnel projects to be completed by design-build. This authority expires on January 1, 2014.

Additionally, various individual bills have authorized project-specific design-build authority including, most recently, AB 2098 (Chapter 250, Statutes of 2010), which authorized the Riverside County Transportation Commission (RCTC) to use design-build for the construction of the 91 Express Lanes facility into Riverside County.

I-405 Improvement Project

Currently, the San Diego Freeway (I-405) is one of the most congested freeways in Orange County, carrying more than 300,000 vehicle trips in some sections each day. By 2040, traffic along the I-405 is expected to increase significantly. This project will increase freeway capacity, improve traffic and interchange operations, and enhance road safety to meet state and federal standards.

The project will provide one additional general purpose lane in each direction of the twelve mile stretch of I-405 from Euclid Street to I-605. Construction of the project will require 27 new or reconstructed structures, including full replacement of overcrossings, widening of existing undercrossing and bridges, a new on-ramp bridge over the Santa Ana River, six drainage channel improvements and updated intelligent transportation system components. The bulk of the funding for the \$1.3 billion project comes from Orange County's Local Measure M2 passed in 2006; the project also includes \$8.8 million in federal funds to support the environmental review work. The project is estimated to generate a total of 22,700 jobs and design-build will allow the creation of jobs more immediately due to the quicker start of construction.

REPORT

Because the request for proposals for the I-405 project will not be released until mid-2014, the project will not qualify for existing design-build authority under SBX2 4. Legislation is thus being sought by OCTA that will grant individual design-build project authority for the I-405 project. If design-build is not used for the I-405 Improvement Project, and the traditional design-bid-build is used instead, staff estimates that the project may take two or three additional years and potentially cost more due to inflationary pressures.

AB 401 builds on the statutory authorization provided in AB 2098 (Ch. 250 of 2010) and specifically permits the use of design-build procurement for the I-405 project. Additionally, the bill delineates the appropriate construction inspection functions to be performed or contracted out by Caltrans, consistent with Article XXII of the California Constitution. The bill requires that any resources necessary for the performance of the construction inspection services shall be included in Caltrans' capital outlay budget. AB 401 requires annual reporting to the Legislature by OCTA on the progress of the project and compliance with the law.

The bill passed Assembly Transportation Committee (13-2) on April 29, 2013, and passed Assembly Appropriations Committee on "A" roll call with one dissenting vote, on May 15, 2013.

RECOMMENDATION:

Staff recommends the LCMC forward a 'support' recommendation to the Regional Council on its June 6, 2013 agenda. The bill is consistent with long-standing SCAG policy and board-adopted 2013 legislative priorities supporting project streamline and acceleration legislation to promote projects that reduce congestion, provide attendant improved air quality impacts, and create jobs.

ATTACHMENT:

None.

REPORT

DATE: May 21, 2013

TO: Legislative/Communications & Membership Committee (LCMC)

FROM: Darin Chidsey; Acting Director, Strategy, Policy & Public Affairs; (213) 236-1836;
chidsey@scag.ca.gov

SUBJECT: AB 5 (Ammiano): Homelessness – OPPOSE unless AMENDED

RECOMMENDED ACTION:

Oppose unless amended.

EXECUTIVE SUMMARY:

AB 5 (Ammiano) would enact the Homeless Person's Bill of Rights and Fairness Act, which would provide that no person's rights, privileges, or access to public services may be denied or abridged because he or she is homeless. The bill would provide that every homeless person has the right, among others, to move freely, rest, eat, share, accept, or give food or water, and solicit donations in public spaces, as defined, and the right to lawful self-employment, confidentiality of specified records, assistance of legal counsel in specified proceedings, and restitution, under specified circumstances. By requiring a county to pay the cost of providing legal counsel, the bill would increase the duties of local agencies, thereby imposing a state-mandated local program. The bill would provide immunity from employer retaliation to a public employee who provides specified assistance to a homeless person.

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 2: Obtain Regional Transportation infrastructure Funding and Promote Legislative Solutions for Regional Planning Priorities; Objective b) Identify and support legislative initiatives.

BACKGROUND:

SCAG District 23 Representative, Hon. Bruce Barrows, Councilmember from the City of Cerritos, asked SCAG staff to examine AB 5 (Ammiano) as the League of California Cities is on record with an "oppose" position. The bill, which would enact the "Homeless Person's Bill of Rights and Fairness Act," has seen considerable support and opposition from a variety of groups across the State of California due to the controversial nature of the bill.

AB 5 would recognize specified rights for homeless people. This bill:

- Provides that every homeless person in the state shall have the right to move freely, rest, solicit donations, pray, meditate, or practice religion, and to eat, share, accept, or give food and water in public spaces without being subject to criminal or civil sanctions, harassment or arrest by law enforcement, public or private security personnel, or Business Improvement District (BID) agents because he or she is homeless;
- Provides that every homeless person shall have the right to occupy a motor vehicle or recreational vehicle either to rest, sleep, or use for the purposes of shelter, provided that the

vehicle is legally parked on public property, without being subject to criminal or civil sanctions, harassment, or arrest from law enforcement, public or private security personnel, or BID agents;

- Provides that every homeless person shall have the right to the same protections that law enforcement agencies afford to any other person.;
- Provides that law enforcement may enforce existing local laws regarding resting in a public place provided that specified human service criteria are met: the person's county of residence maintains 12 months per year of nonmedical assistance for employable, able-bodied adults who are compliant with program rules established by the county, including work requirements; the locality is not a geographical area as an area of concentrated unemployment or underemployment or an area of labor surplus; and the public housing waiting list maintained by the county contains fewer than 50 persons;
- Provides that every homeless person has the right to engage in lawful self-employment, in the same manner as any other person, including, but not limited to, the right to seek self-employment in junk removal and recycling that requires the collection, possession, redemption, and storage of goods for reuse and recycling, without being subject to criminal or civil sanctions, harassment, or arrest;
- Provides that every homeless person shall have the right to decline admittance to a public or private shelter or any other accommodation, including social services programs, for any reason he or she sees fit, without being subject to criminal or civil sanctions, harassment, or arrest from law enforcement, public or private security personnel, or BID agents;
- Provides that every homeless person shall have the right to assistance of counsel if a county chooses to initiate judicial proceedings under laws that are often selectively enforced against homeless people;
- Prohibits retaliation against public employees who offer available resources to a homeless person in order to protect that person from harm;
- Prohibits the civil sanction, arrest, or harassment of any person or organization offering food or water in a public space to a homeless person;
- Provides that every local government and disadvantaged unincorporated community within the state shall have sufficient health and hygiene centers available 24 hours a day, seven days a week, for use by homeless people;
- Provides that no person shall, on the basis of housing status, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to discrimination under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state or receives any financial assistance from the state.

The League of California Cities, along with the California Downtown Association and California Special District Associations, have jointly stated that “AB 5 would create costly mandates, blur the line between local jurisdiction authority, and undermine the local decision making process.” They state that the bill would increase costs for local law enforcement, usurp local authority by prohibiting the enforcement of existing local ordinance, require health and hygiene centers with 24-hour access, and increase court costs and other court-related expenditures.

While a bill such as AB 5 would normally garner a “watch” position as its function does not pertain to the mission of SCAG, SCAG staff is recommending an “oppose unless amended” position due to the potential impact on public transportation. There is significant concern from the region’s county transportation commissions as the bill defines “public space” as meaning: “...any property that is owned by any state or local government entity or upon which there is an easement for public use and that is

REPORT

held open to the public, including, but not limited to, plazas, courtyards, parking lots, sidewalks, public transportation, public buildings and parks.” The potential impact on “public transportation” is unknown as the definition provides no further clarification. This definition could potentially include facilities and/or vehicles.

AB 5 passed out of the Assembly Committee on the Judiciary to the Committee on Appropriations on April 29, 2013 by a vote of 7 – 3. After a lengthy hearing in the Assembly Committee on Appropriations, AB 5 was placed on Suspense. SCAG staff will continue to keep the Committee apprised of any developments related to this bill.

ATTACHMENT:

1. AB 5 (Ammiano) Bill Text

AMENDED IN ASSEMBLY APRIL 30, 2013

AMENDED IN ASSEMBLY APRIL 8, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 5

Introduced by Assembly Member Ammiano

December 3, 2012

An act to add Part 2.2 (commencing with Section 53.1) to Division 1 of the Civil Code, and to amend Section 11135 of the Government Code, relating to homelessness.

LEGISLATIVE COUNSEL'S DIGEST

AB 5, as amended, Ammiano. Homelessness.

Existing law provides that no person in the state shall, on the basis of race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, genetic information, or disability, be unlawfully denied full and equal access to the benefits of, or be unlawfully subjected to discrimination under, any program or activity that is conducted, operated, or administered by the state or by any state agency, is funded directly by the state, or receives any financial assistance from the state.

This bill would enact the Homeless Person's Bill of Rights and Fairness Act, which would provide that no person's rights, privileges, or access to public services may be denied or abridged because he or she is ~~homeless, has a low income, or suffers from a mental illness or physical disability~~ *homeless*. The bill would provide that every person in the state, regardless of actual or perceived housing status, low income, sexual orientation, gender identity, citizenship, or immigration status, shall be free from specified forms of discrimination and shall be entitled to certain basic human rights, including the right to be free from

discrimination by law enforcement, in the workplace, and while seeking services. The bill would provide that every *homeless* person has the right, *among others*, to access public property, possess personal property, access public restrooms, clean water, educational supplies move freely, rest, eat, share, accept, or give food or water, and solicit donations in public spaces, as defined, and the right to lawful self-employment, as specified, emergency and nonemergency health care, confidentiality of medical specified records, assistance of legal counsel in specified proceedings, and restitution, under specified circumstances. *By requiring a county to pay the cost of providing legal counsel, as specified, the bill would increase the duties of local agencies, thereby imposing a state-mandated local program.* The bill would provide immunity from employer-retaliation, retaliation to a public employee who provides specified assistance to a homeless person. The bill would require local law enforcement agencies to make specified information available to the public and report to the Attorney General on an annual basis with regard to enforcement of local ordinances against homeless persons and compliance with the act, as specified, thereby imposing a state-mandated local program. The bill would provide for judicial relief and impose civil penalties for a violation of the act.

This bill would require the State Department of Public Health to fund the provision of health and hygiene centers, as specified, for use by homeless persons in designated areas.

This bill would provide that its provisions address a matter of statewide concern. The bill would provide that its provisions are severable.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. This act shall be known and may be cited as the
- 2 Homeless Person's Bill of Rights and Fairness Act.

1 SEC. 2. The Legislature finds and declares all of the following:

2 (a) In the State of California, there has been a long history of
3 discriminatory laws and ordinances that have disproportionately
4 affected people with low incomes and who are without homes,
5 including, but not limited to, all of the following:

6 (1) Jim Crow laws: After the Civil War, many states, especially
7 in the south, passed laws denying African Americans basic human
8 rights. In California, these laws also targeted Chinese immigrants.
9 In San Francisco, Chinese residents were forced to live in one area
10 of the city. The same segregation laws also prohibited interracial
11 marriage between Chinese and non-Chinese persons.

12 (2) Ugly laws: In 1867, San Francisco was the first city in the
13 country to pass a law making it illegal for people with “unsightly
14 or disgusting” disabilities to appear in public. In many cities, these
15 laws persisted until the 1970s.

16 (3) Anti-Okie laws: In 1937, California passed an Anti-Okie
17 law that criminalized “bringing or assisting in bringing” extremely
18 poor people into the state. The United States Supreme Court struck
19 down the law in 1941, when it declared that these laws are in
20 violation of the commerce clause, and therefore unconstitutional.

21 (4) Sundown town ordinances: Town policies and real estate
22 covenants were aimed at preventing minorities, homeless persons,
23 and other persons considered to be socially undesirable from
24 remaining within city limits after sunset. Thousands of these towns
25 existed prior to the federal Civil Rights Act of 1968, which made
26 these ordinances and covenants illegal.

27 (5) Vagrancy laws: Vagrancy laws have been held to be
28 discriminatory on their face because they criminalize a person’s
29 status rather than a behavior. Nevertheless, these laws existed in
30 California until the Legislature revised them in 1961.

31 (b) Act of living ordinances, often known as “quality of life
32 ordinances” and other similar ordinances, are the modern
33 reincarnations of laws of this kind. They are designed to force
34 homeless people to flee local jurisdictions. These local ordinances
35 result in de facto segregation as homeless people are forced out of
36 specific jurisdictions or out of specific neighborhoods within
37 jurisdictions. These practices tend to condemn large groups of
38 inhabitants to dwell in segregated districts or under depressed
39 living conditions that result in crowded, unsanitary, substandard,
40 and unhealthful accommodations. Furthermore, these policies

1 result in criminalization of homeless persons who do not choose,
2 or are unable, to migrate.

3 (c) Today, in the state, many people are denied the following:

4 (1) Housing due to their status of being homeless, living in a
5 shelter, a vehicle, the street, or the public domain.

6 (2) Employment due to their current status of being homeless
7 or living in a shelter or a vehicle on the street.

8 (3) Housing and employment as a result of not having a fixed
9 or residential mailing address or having a post office box as a
10 mailing address.

11 (4) Equal protection of the laws and due process by law
12 enforcement and prosecuting agencies.

13 (5) The ability to make certain purchases or enter certain contests
14 as a result of not having a fixed or residential mailing address or
15 having a post office box as a mailing address.

16 (6) Access to safe, clean restrooms, water, and hygienic supplies
17 necessary to maintain health, safety, and dignity, especially with
18 the proliferation of closures of public restrooms.

19 (d) Homeless persons are unfairly targeted by law enforcement,
20 often resulting in the violation of homeless persons' constitutional
21 rights. Lacking the resources necessary to obtain adequate legal
22 representation, homeless persons are often denied relief or damages
23 through the courts.

24 (e) Homeless persons rarely have access to shelters, and when
25 shelter is available, its conditions can be so poor as to jeopardize
26 their health and physical and mental safety.

27 (f) Homeless persons are often forced to separate from loved
28 ones, give up their personal property, abandon pets, and make
29 other inhumane choices in order to access even minimal shelter.

30 (g) Lesbian, gay, bisexual, transgender, gender nonconforming,
31 and queer individuals often are forced to accept inappropriate or
32 unsafe accommodations to access publicly funded emergency
33 shelters.

34 (h) Children in homeless families are denied the ability to
35 continue receiving education in their preferred school if their
36 family's shelter lies outside the boundaries of their former district.

37 (i) At the present time, many persons have been rendered
38 homeless as a result of a deep and prolonged economic recession,
39 a severe shortage of safe and affordable housing, a failed mental
40 health system, and a shrinking social safety net.

(j) Section 1 of Article I of the California Constitution provides that “[a]ll people are by nature free and independent and have inalienable rights. Among these are enjoying and defending life and liberty, acquiring, possessing, and protecting property, and pursuing and obtaining safety, happiness, and privacy.”

(k) Subdivision (a) of Section 7 of Article I of the California Constitution provides, in part, that “[a] person may not be deprived of life, liberty, or property without due process of law or denied equal protection of the laws... .”

(l) Concordant with this fundamental belief, a person should not be subject to discrimination based on his or her housing status, income level, mental or physical disability, sexual orientation, gender identity, citizenship, or immigration status. Therefore, it is the intent of the Legislature in enacting this act to protect the rights of all Californians, regardless of their housing status, and to ameliorate the adverse effects of homelessness on *people who have no home and on our communities*.

(m) *It is the intent of the Legislature to enact legislation that would require all state agencies to use the same definition for “homeless persons or people” as follows:*

(1) *“Homeless” means those individuals or families who lack or are perceived to lack a fixed, regular, and adequate nighttime residence, or who have a primary nighttime residence in a shelter, on the street, in a vehicle, in an enclosure or structure that is not authorized or fit for human habitation.*

(2) *“Homeless” also means a person whose only residence is a residential hotel or who is residing anywhere without tenancy rights, and families with children staying in a residential hotel whether or not they have tenancy rights.*

(n) *It is the intent of the Legislature that publicly funded social and health care services be offered in a sufficient quantity to meet the population’s needs, without barriers, including geographical barriers, such as making locations inconvenient or creating screen-out barriers, or prohibiting access due to a person’s inability to provide identification or criminal justice history, or disability, in order that persons are reasonably able to reach and use that service.*

~~SEC. 3. (a) It is the intent of the Legislature to enact legislation that would, except when otherwise not permitted by federal law,~~

1 ensure that everyone in the state has the right to all of the
2 following:

3 (1) Access to income sufficient for survival, regardless of
4 employment status or criminal justice background, including, but
5 not limited to, the right to receive funds through public welfare
6 programs, private donations, collecting recyclable goods, or
7 soliciting donations in public spaces.

8 (2) Safe, decent, permanent, and affordable housing, as soon as
9 possible, and the right to be free from further dislocation, unless
10 and until safe, decent, permanent, and affordable housing is
11 available.

12 (3) Access to clean and safe facilities 24 hours a day, seven
13 days a week, with clearly identifiable staff able to react to safety
14 concerns, including, but not limited to, shelters and drop-in centers
15 that meet basic health, hygiene, and dignity needs, including any
16 special needs of lesbian, gay, bisexual, or transgender individuals,
17 youths, families, or those with mental illness or physical
18 disabilities. This includes the right of all individuals to secure
19 shelter without being required to state their gender or to share
20 confidential health information protected by the federal Health
21 Insurance Portability and Accountability Act of 1996 (Public Law
22 104-191).

23 (4) As a child enrolled in a publicly funded school, be provided
24 by his or her school with the supplies necessary to promote
25 academic success, including, but not limited to, backpacks,
26 textbooks, notebooks, pencils, pens, and appropriate academic
27 technology.

28 (5) Nonemergency health care and access to medical facilities
29 that provide quality care for both physical and mental needs.

30 (6) Access to emergency services, including, but not limited to,
31 emergency rooms at hospitals, shelters, drop-in centers,
32 rehabilitation centers, education, and special training, without the
33 possibility of being denied based on race, color, sex, language,
34 religion, political or other opinion, national or social origin, sexual
35 orientation, gender identity, mental or physical disability, income
36 level, housing status, citizenship, or immigration status.

37 (b) It is the intent of the Legislature to enact legislation that
38 would require all state agencies to use the same definition for
39 “homeless persons or people” as follows: “Homeless” means those
40 individuals or families who lack a fixed, regular, and adequate

~~nighttime residence or who have primary nighttime residence in a shelter, on the street, in a vehicle, in an enclosure or structure that is not authorized or fit for human habitation, substandard apartments, dwellings, doubled up temporarily with friends or families, or staying in transitional housing programs. "Homeless" also means any person residing anywhere without tenancy rights, and families with children staying in a residential hotel whether or not they have tenancy rights.~~

~~(e) It is the intent of the Legislature that publicly funded social and health care services be offered in a sufficient quantity to meet the population's needs, without barriers, including geographical barriers, such as making locations inconvenient or creating screen-out barriers, or prohibiting access due to a person's inability to provide identification or criminal justice history, or disability, in order that persons are reasonably able to reach and use that service.~~

~~SEC. 4.~~

SEC. 3. Part 2.2 (commencing with Section 53.1) is added to Division 1 of the Civil Code, to read:

PART 2.2. HOMELESS PERSONS

53.1. For purposes of this part, the following definitions shall apply:

~~(a) "Access," as applied to an existing facility, service, or public space means the ability and permission to enter and make use of the facility, service, or public space. Otherwise, "access" means the offering or availability of a facility or service.~~

~~(b)~~

(a) "BID" means a business improvement district, as established under Chapter 2 (commencing with Section 36520) of Part 6 of Division 18 of, or Chapter 2 (commencing with Section 36620) of Part 7 of Division 18 of, the Streets and Highways Code, or any public-private partnership established under any municipal or county law authorized under Chapter 1 (commencing with Section 36500) of Part 6 of Division 18 of, or Chapter 1 (commencing with Section 36600) of Part 7 of Division 18 of, the Streets and Highways Code, whether or not the phrase "business improvement district" is part of the public-private partnership's name.

(e)

(b) “~~BID agent~~” means any person hired by a BID ~~or any other public-private partnership similar to a business improvement district.~~

(d) ~~“Damages” means, but is not limited to, losses.~~

(e)

(c) ~~“Harassment” means any behavior that is meant to intimidate or otherwise persuade an individual to alter his or her behavior, whether or not otherwise lawful.~~ *a knowing and willful course of conduct by law enforcement, public or private security personnel, or a BID agent directed at a specific person that a reasonable person would consider as seriously alarming, seriously annoying, seriously tormenting, or seriously terrorizing a person.*

(f)

(d) “Homeless persons” or “homeless people” means those individuals or families ~~lacking who lack or are perceived to lack~~ a fixed, regular, and adequate nighttime residence, or ~~having who have~~ a primary nighttime residence in a shelter, on the street, in a vehicle, in an enclosure or structure that is not authorized or fit for human habitation, ~~in a substandard apartment, dwelling, staying temporarily with friends or families, or staying in transitional housing programs or habitation.~~ *“Homeless” also means a person whose only residence is a residential hotel or who is residing anywhere without tenancy rights, and families with children staying in a residential hotel whether or not they have tenancy rights.*

(g) ~~“Housing status” means the status of having or not having a fixed or regular residence, including the status of living outdoors, in a vehicle, or in a homeless shelter, or similar temporary residence or elsewhere in the public domain.~~

(h) ~~“Lack of permanent mailing address” means the absence of an address fixed to a permanent home, and may include, but is not limited to, post office boxes, addresses of friends or family members, and shelter addresses.~~

(i) ~~“Lawful representative” means any person who has been asked to advocate on behalf of a person or any class that a person identifies with, including, but not limited to, a homeless person’s retained attorney, a nonprofit organization that advocates on behalf of homeless persons, or a prosecuting attorney upon the request of a homeless person.~~

(j) ~~“Losses” means, but is not limited to, any deprivation of constitutionally held rights as well as the loss of property or physical and mental wellbeing.~~

(k) ~~“Low income” is defined as income at or lower than twice the federal poverty level as established by the poverty guidelines updated periodically in the Federal Register by the United States Department of Health and Human Services under the authority of Section 9902(2) of Title 42 of the United States Code.~~

(l) ~~“Public service” means any program or activity that is conducted, operated, or administered by the state, any state agency, or local government agency, is funded directly by the state or any local government, or received any financial assistance from the state or any local government.~~

(m) ~~(e) “Public space” means any—space property that is predominantly within the public domain or owned by any state or local government entity or upon which there is an easement for public use and that is held open to the public, including, but not limited to, plazas, courtyards, parking lots, sidewalks, public transportation, public buildings and parks. “Public space” may also refer to those places that receive additional services through BIDs or other, similar public-private partnerships. does not include a private business establishment.~~

(n) ~~(f) “Rest” means the state of not moving, holding certain postures that include, but are not limited to, sitting, standing, leaning, kneeling, squatting, sleeping, or lying.~~

(o) ~~(g) “Soliciting donations” means asking for food, water, or money, which includes panhandling.~~

53.2. (a) *The existence of homelessness requires that fundamental rights that are amply protected in the home and in private places be extended to the public domain to ensure the equal rights of all Californians, homeless and housed. Every homeless person in the state, regardless of actual or perceived housing status, low income, sexual orientation, gender identity, citizenship, or immigration status, state shall have the right to all of the following basic human rights and legal and civil protections, except when prohibited by federal law:*

(1) The right to move freely in the same manner as any other person in public spaces, including, but not limited to, plazas, parking lots, public sidewalks, public parks, public transportation, public streets, and public buildings, in the same manner as any other person, and without discrimination *spaces without being subject to criminal or civil sanctions, harassment or arrest by law enforcement, public or private security personnel, or BID agents because he or she is homeless.*

(2) The right to rest and sleep in a public spaces space in the same manner as any other person without being subject to criminal or civil sanctions, harassment, or arrest by law enforcement, public or private security personnel, or BID agents *because he or she is homeless*, as long as ~~such~~ that rest does not maliciously or substantially obstruct a passageway.

~~(3) The right to set down or leave at rest personal property in public spaces without being subject to criminal or civil sanctions, harassment, or arrest by law enforcement, public or private security personnel, or BID agents, as long as that personal property does not maliciously or substantially obstruct a passageway, or the possession or placement of that personal property does not deny another of the right to property. This includes the right to restitution for loss of property or personal effects and belongings if the property or personal effects are confiscated, removed, damaged, or destroyed by law enforcement, public or private security personnel, or BID agents in violation of this paragraph or any other protections of property provided under state or federal law.~~

~~(4)~~

(3) The right to *eat*, share, accept, or give food or water in public spaces *in the same manner as any other person* without being subject to criminal or civil sanctions, harassment, or arrest by law enforcement, public or private security personnel, or BID agents *because he or she is homeless.*

(4) *The right to solicit donations in public spaces in the same manner as any other person without being subject to criminal or civil sanctions, harassment, or arrest by law enforcement, public or private security personnel, or BID agents because he or she is homeless.*

(5) The right to the same protections that law enforcement agencies afford to the general public ~~any other person~~, including,

1 but not limited to, the right to reasonable protection from assault,
2 domestic violence, sexual assault, or robberies.

3 (6) ~~The right to sleep, sit, lie down, stand, eat, solicit donations,~~
4 ~~or share food in a public place or in a vehicle~~ *rest* in a public place
5 *space*, without being subject to criminal or civil sanctions,
6 *harassment*, or arrest by law enforcement, public or private security
7 personnel, or BID agents, except that law enforcement may enforce
8 existing local laws if all of the following are true: (1) the person's
9 county of residence maintains 12 months per year of nonmedical
10 assistance provided for in Section 17000 of the Welfare and
11 Institutions Code for employable, able-bodied adults without
12 dependents who are compliant with program rules established by
13 the county, including work requirements; (2) the locality is not a
14 geographical area identified by the United States Department of
15 Labor in accordance with Subpart A of Part 654 of Section 20 of
16 the Code of Federal Regulations as an area of concentrated
17 unemployment or underemployment or an area of labor surplus;
18 and (3) the public housing waiting list maintained by the county
19 contains fewer than 50 persons.

20 (7) ~~The right to—be self-employed~~ *engage in lawful*
21 *self-employment in the same manner as any other person*,
22 including, but not limited to, the right to seek self-employment in
23 junk removal and recycling that requires the collection, possession,
24 redemption, and storage of goods for reuse and recycling, without
25 being subject to criminal or civil sanctions, harassment, or arrest
26 by law enforcement, public or private security personnel, or BID
27 agents *because he or she is homeless*.

28 (8) The right to pray, meditate, or practice religion in public
29 spaces *in the same manner as any other person*, without being
30 subject to criminal or civil sanctions, harassment, or arrest by law
31 enforcement, public or private security personnel, or BID agents
32 *because he or she is homeless*.

33 (9) The right to decline admittance to a public or private shelter
34 or any other accommodation, including social services programs,
35 for any reason he or she sees fit, without ~~facing~~ *being subject to*
36 *criminal or civil sanctions, harassment, or arrest, or threats of these*
37 *actions*, arrest from law enforcement, public or private security
38 personnel, or BID agents.

39 (10) The right to occupy a motor vehicle, as defined in Section
40 415 of the Vehicle Code, or recreational vehicle, as defined in

1 Section 18010 of the Health and Safety Code, either to rest, sleep,
 2 or use for the purposes of shelter, provided that the vehicle is
 3 legally parked on public property, without ~~facing~~ *being subject to*
 4 criminal or civil sanctions, harassment, or ~~arrest, or threats of these~~
 5 ~~actions, arrest~~ from law enforcement, public or private security
 6 personnel, or BID agents.

7 ~~(11) If the person is a child or youth, the right to state~~
 8 ~~enforcement of the educational protections under the federal~~
 9 ~~McKinney-Vento Act (42 U.S.C. Sec. 11432), particularly with~~
 10 ~~regard to Sections 11432(e)(3)(C)(ii)(I) and 11432(e)(3)(C)(ii)(II)~~
 11 ~~of Title 42 of the United States Code, which provide that a school~~
 12 ~~shall provide assistance to the parent or guardian of each homeless~~
 13 ~~child or youth (or, in the case of an unaccompanied youth, the~~
 14 ~~youth) to exercise the right to attend the parent's or guardian's (or~~
 15 ~~youth's) choice of school, and a school shall coordinate with the~~
 16 ~~local educational agency with jurisdiction for the school selected~~
 17 ~~by the parent or guardian (or youth), to provide transportation and~~
 18 ~~other necessary services.~~

19 ~~(12)~~
 20 ~~(11) The right to be protected from disclosure confidentiality~~
 21 ~~of his or her records and information from by homeless shelters,~~
 22 ~~medical centers, schools, or any other publicly funded human~~
 23 ~~service provider to law enforcement agencies without appropriate~~
 24 ~~legal authority, and the right to confidentiality of personal records~~
 25 ~~and information in accordance with all limitations on disclosure~~
 26 ~~established by the federal Homeless Management Information~~
 27 ~~Systems, the federal Health Insurance Portability and~~
 28 ~~Accountability Act of 1996 (Public Law 104-191), and the federal~~
 29 ~~Violence Against Women Act (Public Law 103-322), employers,~~
 30 ~~or landlords, except that the records or information may be~~
 31 ~~disclosed if the disclosure is based on appropriate legal authority.~~
 32 ~~Disclosure of an individual's records or information shall not be~~
 33 ~~allowed unless the individual received oral and written notice of~~
 34 ~~the legal authority to disclose this information and the individual's~~
 35 ~~right to opt out of having the records or information disclosed.~~

36 ~~(13) The right to confidentiality of personal records regarding~~
 37 ~~housing status, income level, mental illness, physical disability,~~
 38 ~~sexual orientation, gender identity, citizenship, or immigration~~
 39 ~~status, and to protection from disclosure of the information and~~
 40 ~~records to landlords and employers.~~

1 ~~(14)~~

2 ~~(12) (A) If~~ *The right to assistance of counsel, if a county*
 3 *chooses to initiate judicial proceedings subject to Section 40508*
 4 *of the Vehicle Code, Section 853.6, 853.7, or 853.8 of the Penal*
 5 *Code, or any similar law authorizing arrest for failure to appear*
 6 *or pay bail of the amount listed on the notice to appear, the*
 7 *defendant shall be guaranteed the right to assistance of counsel*
 8 *under any law set forth in Section 53.5. The accused shall be*
 9 *advised of this right to counsel before entering a plea, and any*
 10 *waiver of this right shall be explicit. If the district attorney's office*
 11 *or its agent is representing the state in any part of an infraction*
 12 *proceeding, the accused shall have the right to assistance of counsel*
 13 *with regard to that infraction.*

14 (B) The county where the citation was issued shall pay the cost
 15 of providing counsel under this ~~section~~ *paragraph*.

16 ~~(C) A county shall not use penalties under Section 1214.1 of~~
 17 ~~the Penal Code or any other civil assessment scheme in the~~
 18 ~~prosecution of municipal infractions unless the defendant was the~~
 19 ~~driver of a vehicle.~~

20 ~~(15) The right to assistance of counsel in any civil or criminal~~
 21 ~~proceeding that may result in commitment to a public health~~
 22 ~~institution.~~

23 ~~(16) The right to be free from arbitrary arrest, detention, or~~
 24 ~~deportation, handed over to another law enforcement agency, or~~
 25 ~~deported, without guarantees necessary for his or her timely~~
 26 ~~defense.~~

27 ~~(b)~~

28 (C) This ~~section~~ *paragraph* shall not be construed to eliminate
 29 any protection or right to representation available under Sections
 30 5365 and 6500 of the Welfare and Institutions Code *or any other*
 31 *provision of law.*

32 53.3. (a) A public employee shall not be retaliated against by
 33 his or her employer, for offering *available* public resources to a
 34 homeless person in order to protect that person from harm,
 35 including, but not limited to, ~~for~~ offering or providing food,
 36 blankets, first-aid supplies, or water.

37 (b) Any person or organization ~~or water~~ offering food *or water*
 38 *in a public spaces space* to any *homeless* person ~~pursuant to this~~
 39 ~~part~~ shall not be subject to criminal or civil sanctions, arrest, or

1 harassment by law enforcement, public or private security
2 personnel, or BID agents.

3 53.4. (a) Every local government and disadvantaged
4 unincorporated community within the state shall have sufficient
5 health and hygiene centers available 24 hours a day, seven days a
6 week, for use by homeless people. These facilities may be part of
7 the Neighborhood Health Center Program.

8 (b) For purposes of subdivision (a), the health and hygiene
9 centers shall be funded by the State Department of Public Health
10 through those county agencies that oversee public health programs,
11 and, at a minimum, shall contain public bathroom and shower
12 facilities.

13 (c) The State Department of Public Health shall distribute public
14 bulletins and notices identifying the facilities to be used as health
15 and hygiene centers.

16 (d) For purposes of this section, “disadvantaged unincorporated
17 community” ~~means a fringe, island, or legacy community in which~~
18 ~~the median household income is 80 percent less than the statewide~~
19 ~~median household income shall be defined as in Section 65302.10~~
20 ~~of the Government Code.~~

21 53.5. (a) To ensure equitable and cost-effective enforcement
22 of the Homeless Person’s Bill of Rights and Fairness Act (Ch.____,
23 Stats. 2013), every local law enforcement agency shall annually
24 compile and review the number of citations, arrests, and other
25 enforcement activities made pursuant to laws prohibiting the
26 following:

27 (1) Obstructing a sidewalk, whether by a person or personal
28 property.

29 (2) Loitering.

30 (3) Sitting.

31 (4) Lying down.

32 (5) Camping.

33 (6) Public lodging, including the prohibition specified in
34 subdivision (e) of Section 647 of the Penal Code.

35 (7) Sleeping in a public place.

36 (8) Soliciting donations.

37 (9) Soliciting donations at certain restricted locations, including
38 citing people for panhandling under Section 22520.5 of the Vehicle
39 Code.

40 (10) Bathing in public places.

1 (11) Sharing or receiving food.

2 (12) Inhabiting or sleeping in a vehicle.

3 (13) Violating public park closure laws.

4 (14) Crossing streets or highways at particular locations,
5 including subdivisions (c) and (d) of Section 21451 of, subdivision
6 (d) of Section 21453 of, subdivision (b) of Section 21456 of,
7 Section 21461.5 of, subdivision (b) of Section 21950 of, Section
8 21954 of, Section 21955 of, and subdivision (a) of Section 21956
9 of, the Vehicle Code.

10 (15) Trespassing, unless the trespassing charge is coupled with
11 any misdemeanor or felony, except those misdemeanors that are
12 included in Section 372 of, and subdivisions (h) to (j), inclusive,
13 and subdivisions (l) and (m), of Section 602 of, the Penal Code.

14 *(16) Failing to appear, pay a fine, post bail, or comply with a*
15 *condition of a court order, as described in Section 40508 of the*
16 *Vehicle Code or Section 853.6, 853.7, or 853.8 of the Penal Code.*

17 ~~(16)~~

18 (17) Any other local or state law enforced against homeless
19 persons and identified by the Attorney General's office, *or* a city
20 attorney's office, ~~or any nonprofit organization whose work or~~
21 ~~mission includes assistance to research about, or advocate for, poor~~
22 ~~and homeless people office.~~

23 (b) A local law enforcement agency shall make this information
24 publicly available under the terms set forth in the California Public
25 Records Act (Chapter 3.5 (commencing with Section 6250) of
26 Division 7 of Title 1 of the Government Code).

27 (c) A local law enforcement agency shall report the information
28 specified in this section to the Attorney General's office on an
29 annual basis.

30 53.6. (a) Any person whose rights have been violated under
31 this part may enforce those rights ~~and he or she, or his or her lawful~~
32 ~~representative, may file a motion for relief in any trial or appellate~~
33 ~~court with jurisdiction over the case as a matter of right. The court~~
34 ~~shall act promptly on any motion for relief under this part in a civil~~
35 ~~action.~~

36 (b) ~~Any civil action alleging a violation of this part may be~~
37 ~~brought against any person, entity, public entity, or public~~
38 ~~employee. The court may award punitive damages, if applicable,~~
39 ~~appropriate injunctive and declaratory relief, restitution for loss~~
40 ~~of property or personal effects and belongings, actual damages,~~

1 compensatory damages, ~~general damages, special damages,~~
2 exemplary damages, statutory damages of one thousand dollars
3 (\$1,000) per violation, ~~if applicable,~~ and reasonable attorneys' fees
4 and costs to a prevailing plaintiff.

5 ~~SEC. 5.~~

6 *SEC. 4.* Section 11135 of the Government Code is amended
7 to read:

8 11135. (a) No person in the State of California shall, on the
9 basis of race, national origin, ethnic group identification, religion,
10 age, sex, sexual orientation, color, housing status, genetic
11 information, or disability, be unlawfully denied full and equal
12 access to the benefits of, or be unlawfully subjected to
13 discrimination under, any program or activity that is conducted,
14 operated, or administered by the state or by any state agency, is
15 funded directly by the state, or receives any financial assistance
16 from the state. Notwithstanding Section 11000, this section applies
17 to the California State University.

18 (b) With respect to discrimination on the basis of disability,
19 programs and activities subject to subdivision (a) shall meet the
20 protections and prohibitions contained in Section 202 of the federal
21 Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132),
22 and the federal rules and regulations adopted in implementation
23 thereof, except that if the laws of this state prescribe stronger
24 protections and prohibitions, the programs and activities subject
25 to subdivision (a) shall be subject to the stronger protections and
26 prohibitions.

27 (c) (1) As used in this section, "disability" means any mental
28 or physical disability, as defined in Section 12926.

29 (2) The Legislature finds and declares that the amendments
30 made to this act are declarative of existing law. The Legislature
31 further finds and declares that in enacting Senate Bill 105 of the
32 2001–02 Regular Session (Chapter 1102 of the Statutes of 2002),
33 it was the intention of the Legislature to apply subdivision (d) to
34 the California State University in the same manner that
35 subdivisions (a), (b), and (c) already applied to the California State
36 University, notwithstanding Section 11000. In clarifying that the
37 California State University is subject to paragraph (2) of
38 subdivision (d), it is not the intention of the Legislature to increase
39 the cost of developing or procuring electronic and information
40 technology. The California State University shall, however, in

determining the cost of developing or procuring electronic or information technology, consider whether technology that meets the standards applicable pursuant to paragraph (2) of subdivision (d) will reduce the long-term cost incurred by the California State University in providing access or accommodations to future users of this technology who are persons with disabilities, as required by existing law, including this section, Title II of the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. Sec. 794).

(d) (1) The Legislature finds and declares that the ability to utilize electronic or information technology is often an essential function for successful employment in the current work world.

(2) In order to improve accessibility of existing technology, and therefore increase the successful employment of individuals with disabilities, particularly blind and visually impaired and deaf and hard-of-hearing persons, state governmental entities, in developing, procuring, maintaining, or using electronic or information technology, either indirectly or through the use of state funds by other entities, shall comply with the accessibility requirements of Section 508 of the federal Rehabilitation Act of 1973, as amended (29 U.S.C. Sec. 794d), and regulations implementing that act as set forth in Part 1194 of Title 36 of the Federal Code of Regulations.

(3) Any entity that contracts with a state or local entity subject to this section for the provision of electronic or information technology or for the provision of related services shall agree to respond to, and resolve any complaint regarding accessibility of its products or services that is brought to the attention of the entity.

(e) As used in this section, “sex” and “sexual orientation” have the same meanings as those terms are defined in subdivisions (q) and (r) of Section 12926.

(f) As used in this section, “race, national origin, ethnic group identification, religion, age, sex, sexual orientation, color, or disability” includes a perception that a person has any of those characteristics or that the person is associated with a person who has, or is perceived to have, any of those characteristics.

(g) As used in this section, “genetic information” has the same definition as in paragraph (2) of subdivision (e) of Section 51 of the Civil Code.

(h) For purposes of this ~~section~~ *section*, “housing status” ~~has the same meaning as that term is~~ *means status as a “homeless person” as defined in subdivision (g) of Section 53.1 of the Civil Code.*

~~SEC. 6.~~

SEC. 5. The Legislature finds and declares that the need to address discriminatory practices is a matter of statewide concern and is not a municipal affair, as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this act shall apply to all cities, including charter cities.

~~SEC. 7.~~

SEC. 6. The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

~~SEC. 8.~~

SEC. 7. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

REPORT

DATE: May 21, 2013

TO: Legislative/Communications & Membership Committee (LCMC)

FROM: Sharon Neely, Chief Deputy Executive Director; (213)-236-1992, neely@scag.ca.gov

SUBJECT: AB 574 (Lowenthal): California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Fund: sustainable communities strategies.

RECOMMENDATION:

For information only; no action required.

EXECUTIVE SUMMARY:

AB 574 is the result of the Transportation Coalition for Livable Communities efforts to ensure equitable portion of cap-and-trade auction revenues be allocated to the transportation sector. At its October 2012 meeting, the Regional Council voted to support the Coalition's principles and in January 2013, the Regional Council adopted state legislative priorities to support cap-and-trade legislation consistent with these principles. AB 574 was amended to included language consistent with the Coalitions principles and SCAG issued a support letter (attached) on April 17.

BACKGROUND:

This memorandum reports to the committee the activities SCAG has undertaken pursuant to actions of the Regional Council (RC) in October 2012 directing the agency to support the principles for allocation of cap-and-trade auction revenues by the statewide stakeholder coalition group forming the Transportation Coalition for Livable Communities; and the RC's subsequent action in January 2013 adopting state legislative priorities to support cap-and-trade legislation consistent with these principles.

AB 574 is the result of the coalition's efforts, of which SCAG has been a full participant, to introduce and ultimately enact legislation that will ensure that cap-and-trade revenue allocations are consistent with the adopted principles and that the flow of funds to the transportation sector will be commensurate with its impact in creating greenhouse (GHG) emissions. The bill, which was introduced on February 20, 2013 as a bill to specify procedures for relinquishment by the California Transportation Commission of portions of the state highway system to local jurisdictions my mutual consent, was amended on April 15, 2013, after extensive negotiated agreement and development among the 16 members of the Transportation Coalition and the author. The bill was subsequently heard and passed the Assembly Transportation Committee (12-4) on April 22, 2013, and the Assembly Natural Resources Committee (6-3) on April 29, 2013. Copies of SCAG's and the coalition's support letter is attached to this report; SCAG's lobbyist appeared with other coalition members in support of the bill at the policy committee hearings. A full list of on-record support and opposition to the bill is listed below in this report.

According to the California Air Resources Board (ARB), a total reduction of 80 million metric tons (MMT), or 16 percent compared to business as usual, is necessary to achieve the 2020 limit mandated by AB 32, California's comprehensive climate law enacted in 2006. Approximately 78 percent of the reductions will be achieved through identified direct regulations. ARB proposes to achieve the balance of reductions necessary to meet the 2020 limit (approximately 18 MMT) through a cap-and-trade program that covers an estimated 600 entities. The first two quarterly auctions of allowances in the cap-

and-trade program were held in November 2012 and February 2013. The next auction (the last of the current fiscal year) is scheduled for May 16, 2013.

The 2012-13 Budget Act (AB 1464) authorized Department of Finance (DOF) to allocate at least \$500 million from cap-and-trade auction revenue, and make commensurate reductions to the General Fund expenditure authority, to support the regulatory purposes of AB 32. AB 1464 specifically prohibits the use of auction funds for the purpose of developing a high-speed rail system for at least two years. AB 1532 (Speaker Pérez) establishes a long-term spending strategy for moneys in the Fund, including procedures for deposit and expenditure of cap-and-trade auction revenues pursuant to an investment plan. AB 1532 specifically authorizes funding for strategic planning and development of sustainable infrastructure projects, including, but not limited to, transportation and housing.

Pursuant to AB 1532, DOF and ARB are developing a three-year investment plan for the auction proceeds. The investment plan will identify the state's GHG emission reduction goals and priority programs for investment of proceeds to support achievement of those goals. The Governor's proposed 2013-14 Budget includes a brief discussion of Administration priorities for investment, emphasizing investments in the transportation and energy sectors from which large reductions in GHG emissions are possible. In addition, areas to be examined during the planning process include sustainable agriculture practices (including the development of bioenergy), forest management and urban forestry, and the diversion of organic waste to bioenergy and composting.

In February 2013, ARB released an investment plan "concept paper" and held public workshops to solicit public input. A draft investment plan has been considered by ARB on April 25, 2013, and DOF will submit the final plan to the Legislature in May 2013. Funding will be appropriated to state agencies by the Legislature and Governor through the annual Budget Act, consistent with the plan.

Summary of provisions

AB 574 would create the Sustainable Communities Infrastructure Program to fund sustainable communities' strategies (SCSs) and equivalent GHG reducing strategies using cap-and-trade auction revenues. Specifically, this bill:

- Makes legislative findings and declarations regarding the transportation sector being the largest source of GHG emissions in California and the need to fund integrated transportation and public infrastructure investments with changes in land use if the state is going to meet its GHG emission reduction goals.
- Directs the appropriation of funds from the GHG Reduction Fund for projects that do all of the following:
 - Provide cost-effective and feasible reductions in GHG emissions;
 - Combine transportation investments with local land use modifications and other local policy changes to provide GHG emissions reductions and, where feasible, to achieve other public benefits;
 - Implement either an approved SCS or APS within existing urbanized or developed areas in regions with an MPO. For regions that do not have an MPO, projects must reduce GHG emissions consistent with the regional transportation plan or other regional plan;

- Meet specified criteria that govern the newly created Sustainable Communities Infrastructure Program; and,
- Comply with existing requirements to benefit economically disadvantaged communities.
- Provides that projects are to be selected through a competitive process based on cost-effective GHG emissions reductions using criteria established by ARB.
- Directs the California Transportation Commission (CTC), in consultation with the ARB, to designate a regional granting authority to administer the Sustainable Communities Infrastructure Program within each region.
- Requires that the regional granting authority to be the same agency responsible for preparing the regional transportation plan.
- Provides that money in the Sustainable Communities Infrastructure Program should be allocated to regional granting authorities on a per capita basis.
- Vests the Business and Transportation Agency, in consultation with CTC and the High-Speed Rail Authority, with responsibility for allocating moneys for interregional investments.
- Directs ARB, in consultation with CTC and the Strategic Growth Council (SGC), to establish criteria for the development and implementation of regional grant programs that do the following:
 - Require projects to be selected through a competitive public process based on GHG emissions reductions;
 - Provide criteria for evaluating long-term GHG impacts;
 - Establish methods for evaluating, monitoring, and verifying project effectiveness, as prescribed;
 - Encourage flexibility, collaboration, and innovation at the local level to address local transportation and community needs;
 - Provide for the development and implementation of projects that integrate infrastructure investment with land use to achieve the maximum GHG emissions reductions;
 - Provide for public participation in the review of proposed projects;
 - Provide for consultation and coordination with air pollution control and air quality management districts.
- Directs ARB, in consultation with SGC and MPOs, to establish standards for integrated modeling systems and measurement methods to ensure consistency in evaluating the potential effectiveness of projects and verifying actual benefits realized when projects are completed.
- Requires ARB annually to review the program's implementation and revise the program as needed.
- Directs ARB, in consultation with CTC and SGC, to establish standards for the use of program funds to ensure compliance with prescribed criteria.

- Delineates the following eligible uses of program funds:
 - Transportation network and demand management, including, but not limited to, trip-reduction programs, congestion pricing, and roadway modifications, such as roundabouts;
 - Public transportation, including operations, maintenance, and capital costs;
 - Road and bridge maintenance; operations and retrofits for complete streets, bike, and pedestrian safety enhancements; safe routes to schools; and urban greening;
 - Clean transportation fueling infrastructure and support;
 - Multimodal network connectivity to reduce travel distances and improve access to parks, schools, jobs, housing, and markets for rural and urban communities, including neighborhood scale planning;
 - Development and adoption of local plans and land use policies that help to implement regional plans;
 - Community infrastructure, including public works and municipal improvements necessary to support transit-oriented development, affordable housing, infill in existing urbanized areas, and small walkable communities in rural neighborhoods;
 - Multiuse facilities and accommodations for bicyclists, pedestrians, and neighborhood electric vehicles;
 - Interregional rail modernization and related community infrastructure; and,
 - Administrative costs and development and use of evaluation, monitoring, and verification systems.
- Authorizes ARB, in consultation with CTC, to identify additional eligible uses of the funds that provide GHG emission reductions.

Summary Conclusion

The largest source of GHG emissions in California is the transportation sector, and implementation of the California Global Warming Solutions Act of 2006 depends on achieving significant emission reductions from this sector. A key method to reduce transportation emissions is the development of sustainable communities strategies and other regional plans that encourage more compact development and invest in alternatives to the automobile, thereby reducing the total amount of driving necessary to meet mobility needs.

However, local governments tasked with implementing sustainable communities strategies, and other GHG-reducing regional plans, lack funds for the infrastructure necessary to accommodate patterns of growth consistent with the state's climate goals. Integrating transportation and public infrastructure investments with changes in land use will provide significantly greater GHG emission reductions than single purpose investment strategies, and contribute to making communities more livable. AB 574 is a comprehensively conceived piece of legislation to achieve this by giving appropriate state entities authority to establish criteria and guidelines necessary to develop, monitor, assess, and evaluate the different kinds of emissions reducing projects for which cap-and-trade monies may fund, while retaining local flexibility to administer a regional, competitive grant program to allocate the resources consistent with the state's guidance.

As a fiscal bill that has passed policy committees of the first house, AB 574 was heard in the Assembly Appropriations Committee on May 15, 2013, and was placed on suspense file. Suspense bills will be taken up by the committee on Wednesday, May 22, 2013.

May Revise Update

On May 14, 2013, Governor Brown released the “May Revise” budget which provides a more current budget estimate from both the revenue and revenue standpoints on the current (FY 12-13) state budget as well as the next (FY 13-14) state budget than was proposed in January of this year. The May Revise also includes Administration expenditure requests for the FY 13-14 budget, and this May Revise requests that cap-and-trade revenues from emissions allowance auction proceeds in FY 12-13 are added in the amount of \$500 million to provide a one-time loan from the Greenhouse Gas (GHG) Reduction Fund to the General Fund.

The Administration asserts that the loan is appropriate because the agencies that are developing the plan and programs that will use cap-and-trade revenues to reduce GHG emissions (principally the California Air Resources Board and the Department of Finance) need further time to design and develop their programs to ensure that when the programs receive funds they will further the purposes of AB 32 and maximize long term GHG reductions. In addition, it will provide the California Air Resources Board time to complete the statutorily required update of the AB 32 Scoping Plan due at the end of 2013, which can help inform better investment decisions.

The Administration proposal specifies that the loan is short-term and the monies will be repaid with interest and appropriated in FY 2014–15. AB 574 is not contingent on an appropriation in FY 2013–14, thus the loan of funds this year would not affect revenue allocations under AB 574 should it pass. It is assumed that proceeds from the sale of allowances from 2014-15 forward will be available in the budget year to support the investment plan.

Registered Support/Opposition

Support

California Alliance for Jobs
California Association of Councils of Governments
California Center for Sustainable Energy
California State Association of Counties
California Transit Association
California Transportation Commission
Capitol Corridor Joint Powers Authority
City of San Luis Obispo
Cobblestone Placemaking
County of Del Norte
County of Napa
Environmental Defense Fund
Foothill Transit
Glendale City Employees Association
League of California Cities
Livermore Amador Valley Transit Authority
Marin County Board of Supervisors
Metropolitan Transportation Commission
Monterey-Salinas Transit
Natural Resources Defense Council

REPORT

Organization of SMUD Employees
Peninsula Corridor Joint Powers Board
Riverside Transit Agency
Sacramento Area Council of Governments
Sacramento Metropolitan Air Quality Management District
San Bernardino Public Employees Association
San Diego Association of Governments
San Luis Obispo County Employees Association
San Mateo County Transit District
San Mateo County Transportation Authority
Santa Clara County Board of Supervisors
Santa Clara Valley Transportation Authority
Santa Rosa City Employees Association
Self-Help Counties Coalition
Sonoma County Transportation Authority
Southern California Association of Governments
The Met Sacramento High School
Transportation Coalition for Livable Communities
Urban Counties Caucus
Victor Valley Transit Authority

Opposition

California Chamber of Commerce
California League of Food Processors
California Manufacturers and Technology Association
California Taxpayers Association
Western States of Petroleum Association

ATTACHMENT:

AB 574 Bill Text
SCAG AB 574 Support Letter
Coalition AB 574 Support Letter
Coalition AB 574 Support Letter – Assembly Budget Subcommittee

AMENDED IN ASSEMBLY APRIL 15, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 574

Introduced by Assembly Member Lowenthal

February 20, 2013

An act to ~~amend Section 73 of the Streets and Highways Code, relating to highways~~ *add Part 9 (commencing with Section 38800) to Division 25.5 of the Health and Safety Code, relating to greenhouse gases.*

LEGISLATIVE COUNSEL'S DIGEST

AB 574, as amended, Lowenthal. ~~State highways; relinquishment. California Global Warming Solutions Act of 2006: Greenhouse Gas Reduction Fund: sustainable communities strategies.~~

The California Global Warming Solutions Act of 2006, designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The act authorizes the state board to include use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board from the auction or sale of allowances as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature. Existing law requires the Department of Finance, in consultation with the state board and any other relevant state agency, to develop, as specified, a 3-year investment plan for the moneys deposited in the Greenhouse Gas Reduction Fund.

Existing law requires designated regional transportation planning agencies to perform certain transportation planning activities, including

the development of a regional transportation plan. Certain of these agencies are designated by federal law as metropolitan planning organizations. Existing law requires a metropolitan planning organization to adopt a sustainable communities strategy, subject to specified requirements, as part of a regional transportation plan, which is to be designed to achieve certain targets established by the state board for the reduction of greenhouse gas emissions from automobiles and light trucks in the region.

This bill would require the state board, in consultation with the California Transportation Commission and the Strategic Growth Council, to establish standards for the use of moneys allocated from the Greenhouse Gas Reduction Fund for sustainable communities projects, as specified. The bill would require the state board, in consultation with the California Transportation Commission and the Strategic Growth Council, to establish the criteria for the development and implementation of regional grant programs, as specified. The bill would require the California Transportation Commission, in consultation with the state board, to designate the regional granting authority within each region of the state to administer the allocated moneys for regional grant programs, as specified.

~~Existing law gives the Department of Transportation full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law also provides for the commission to relinquish state highway segments to local agencies that have been deleted from the state highway system by legislative enactment, and in certain other cases.~~

~~This bill would generally authorize the California Transportation Commission to relinquish any portion of a state highway or related facility within a county or city to that county or city, subject to an agreement between the department and the local agency, without requiring a legislative enactment deleting the state highway segment from the state highway system. The bill would also require the department to expeditiously consider and respond to each request it receives from a city or county relative to an agreement relating to the proposed relinquishment of a state highway segment within the jurisdiction of the entity making the request, and would require the department, from time to time, to recommend to the Legislature any revisions to the statutory descriptions of state highway routes occasioned~~

by relinquishments approved by the commission. The bill would make other related changes.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) The Legislature finds and declares all of the
2 following:

3 (1) The largest source of greenhouse gas emissions in the state
4 is the transportation sector and implementation of the California
5 Global Warming Solutions Act of 2006 depends on achieving
6 significant emissions reductions from that sector.

7 (2) A key method to reduce transportation emissions is the
8 development of sustainable communities strategies and other
9 regional plans that encourage more compact development and
10 investment in alternatives to the automobile, thereby reducing the
11 total amount of driving necessary to meet mobility needs.

12 (3) Local governments tasked with implementing sustainable
13 community strategies, and other greenhouse gas emissions
14 reducing regional plans, lack the funds for the infrastructure
15 necessary to accommodate patterns of growth consistent with the
16 state's climate goals.

17 (4) Integrating transportation and public infrastructure
18 investments with changes in land use provide significantly greater
19 greenhouse gas emissions reductions than single purpose
20 investment strategies and contribute to making communities more
21 livable.

22 (5) Without changed land use patterns and improved
23 transportation investments, the state will not be able to achieve
24 the goals of the California Global Warming Solutions Act of 2006.

25 (b) It is the intent of the Legislature that revenues from
26 market-based compliance mechanisms related to motor vehicle
27 fuels should be allocated to projects, programs, and policies that
28 reduce greenhouse gas emissions from the transportation sector.

29 SEC. 2. Part 9 (commencing with Section 38800) is added to
30 Division 25.5 of the Health and Safety Code, to read:

**PART 9. SUSTAINABLE COMMUNITIES INFRASTRUCTURE
PROGRAM**

38800. Moneys appropriated from the Greenhouse Gas Reduction Fund pursuant to Chapter 4.1 (commencing with Section 39710) of Part 2 of Division 26 for investments in sustainable communities strategies required pursuant to Section 65080 of the Government Code and for related purposes as provided in this part, shall be allocated in accordance with this part.

38801. Appropriated moneys shall be allocated for projects that do all of the following:

(a) Provide cost-effective and feasible reductions in greenhouse gas emissions.

(b) Combine transportation investments with local land use modifications and other local policy changes to provide greenhouse gas emissions reductions and, where feasible, to achieve other public benefits, such as improvements in any of the following:

(1) Air quality.

(2) Public health.

(3) Resource protection.

(4) Environmental justice.

(5) Affordable housing supply.

(6) Protection of agricultural land.

(7) Public safety.

(8) Water quality and supply.

(9) Economic development and job creation.

(c) Implement either an approved sustainable communities strategy or alternative planning strategy, pursuant to Section 65080 of the Government Code, within existing urbanized or developed areas in regions with a metropolitan planning organization. For regions that do not have a metropolitan planning organization, projects shall reduce greenhouse gas emissions consistent with the regional transportation plan or other regional plan.

(d) Meet the requirements of Section 38804 or 38805.

(e) Are selected through a competitive process based on cost-effective greenhouse gas emissions reductions using criteria for evaluating long-term greenhouse gas emissions benefits established by the state board.

1 (f) Comply with the requirements to benefit economically
2 disadvantaged communities, pursuant to Chapter 4.1 (commencing
3 with Section 39710) of Part 2 of Division 26.

4 38802. (a) The California Transportation Commission, in
5 consultation with the state board, shall designate the regional
6 granting authority within each region of the state to administer
7 moneys allocated pursuant to subdivision (b). The regional
8 granting authority shall be the agency responsible for the
9 development of the regional transportation plan pursuant to Section
10 65080 of the Government Code. Two or more entities responsible
11 for the development of a regional transportation plan pursuant to
12 Section 65080 of the Government Code may create a multiregional
13 granting authority.

14 (b) Moneys that are allocated for regional grant programs shall
15 be allocated to the regional granting authority in each region on
16 a per capita basis by the Controller using the latest information
17 from the Demographic Research Unit of the Department of
18 Finance.

19 (c) Moneys that are allocated to interregional investments shall
20 be administered by the Business and Transportation Agency, in
21 consultation with the California Transportation Commission and
22 the High-Speed Rail Authority for rail modernization that has both
23 regional and interregional benefits and for other statewide
24 transportation priorities that achieve greenhouse gas emissions
25 reductions.

26 38803. (a) The state board, in consultation with the California
27 Transportation Commission and the Strategic Growth Council,
28 shall establish the criteria for the development and implementation
29 of regional grant programs that do all of the following:

30 (1) Require that projects be selected within each region by the
31 regional granting authority through a competitive public process
32 based on greenhouse gas emissions reductions.

33 (2) Provide criteria for evaluating long-term greenhouse gases
34 impacts.

35 (3) Establish the methods for evaluating, monitoring, and
36 verifying project effectiveness, including those related to travel
37 demand reduction, system efficiency, safety improvements,
38 demographic characteristics, and integrated land use and
39 transportation strategies.

1 (4) *Encourage flexibility, collaboration, and innovation at the*
 2 *local level to develop cost-effective projects and to address local*
 3 *and regional transportation and community needs.*

4 (5) *Provide for the development and implementation of projects*
 5 *that integrate infrastructure investment with land use or local code*
 6 *changes to achieve the maximum greenhouse gas emissions*
 7 *reductions.*

8 (6) *Provide for public participation in the review of proposed*
 9 *projects. Regional granting authorities shall, at a minimum,*
 10 *conduct a 30-day public review and comment process consistent*
 11 *with the public participation requirements of Section 134(i)(6)(A)*
 12 *of Title 23 of the United States Code.*

13 (7) *Provide for consultation and coordination with air pollution*
 14 *control and air quality management districts.*

15 (b) *The state board, in consultation with the Strategic Growth*
 16 *Council and metropolitan planning organizations, shall establish*
 17 *standards for integrated modeling systems and measurement*
 18 *methods to ensure consistency in evaluating the potential*
 19 *effectiveness of projects and verifying actual benefits of projects*
 20 *after completion.*

21 (c) *The state board shall review the implementation of this*
 22 *section on an annual basis and may revise the criteria for project*
 23 *selection, evaluation, monitoring, and verification as needed to*
 24 *improve program performance.*

25 38804. *The state board, in consultation with the California*
 26 *Transportation Commission and the Strategic Growth Council,*
 27 *shall establish standards for the use of moneys for projects to*
 28 *ensure compliance with this division. Eligible uses of the moneys*
 29 *shall include any of the following:*

30 (a) *Transportation network and demand management, including,*
 31 *but not limited to, trip-reduction programs, congestion pricing,*
 32 *and roadway modifications, such as roundabouts.*

33 (b) *Public transportation, including operations, maintenance,*
 34 *and capital costs.*

35 (c) *Road and bridge maintenance; operations and retrofits for*
 36 *complete streets, bike, and pedestrian safety enhancements; safe*
 37 *routes to schools; and urban greening.*

38 (d) *Clean transportation fueling infrastructure and support.*

39 (e) *Multimodal network connectivity to reduce travel distances*
 40 *and improve access to parks, schools, jobs, housing, and markets*

1 *for rural and urban communities, including neighborhood scale*
 2 *planning.*

3 *(f) Development and adoption of local plans and land use*
 4 *policies that help to implement regional plans.*

5 *(g) Community infrastructure, including public works and*
 6 *municipal improvements necessary to support transit-oriented*
 7 *development, affordable housing, infill in existing urbanized areas,*
 8 *and small walkable communities in rural neighborhoods.*

9 *(h) Multiuse facilities and accommodations for bicyclists,*
 10 *pedestrians, and neighborhood electric vehicles.*

11 *(i) Interregional rail modernization and related community*
 12 *infrastructure.*

13 *(j) Administrative costs and development and use of evaluation,*
 14 *monitoring, and verification systems.*

15 *38805. The state board in consultation with the California*
 16 *Transportation Commission may identify additional eligible uses*
 17 *of funds that provide greenhouse gas emissions reductions*
 18 *consistent with the requirements of this part.*

19 *38806. It is the intent of the Legislature that moneys shall be*
 20 *appropriated for this part only in a manner consistent with the*
 21 *requirements of this division, Chapter 4.1 (commencing with*
 22 *Section 39710) of Part 2 of Division 26, and Article 9.7*
 23 *(commencing with Section 16428.8) of Chapter 2 of Part 2 of*
 24 *Division 4 of Title 2 of the Government Code.*

25 *38807. Implementation of this part, including development of*
 26 *standards and guidelines by the state board and the provision of*
 27 *financial assistance to eligible recipients, is contingent upon*
 28 *appropriation of funds for these purposes by the Legislature.*

29 ~~SECTION 1. Section 73 of the Streets and Highways Code is~~
 30 ~~amended to read:~~

31 ~~73. (a) The commission shall relinquish to any county or city~~
 32 ~~any portion of any state highway within the county or city that has~~
 33 ~~been deleted from the state highway system by legislative~~
 34 ~~enactment, and the relinquishment shall become effective upon~~
 35 ~~the first day of the next calendar or fiscal year, whichever first~~
 36 ~~occurs after the effective date of the legislative enactment.~~

37 ~~(b) (1) Whenever the department and any county or city~~
 38 ~~concerned have entered into an agreement providing therefor, the~~
 39 ~~commission may relinquish, to that county or city, any portion of~~
 40 ~~any state highway within the jurisdiction of that county or city, if~~

1 the commission determines that the relinquishment is in the best
2 interests of the state. The commission may likewise relinquish any
3 frontage or service road or outer highway, within the county or
4 city, which has a right-of-way of at least 40 feet in width and which
5 has been constructed as a part of a state highway project, but does
6 not constitute a part of the main traveled roadway thereof. The
7 commission may likewise relinquish any portion of any state
8 highway in a county or city that has been superseded by relocation.
9 The commission may likewise relinquish any nonmotorized
10 transportation facility, as defined in Section 887, constructed as
11 part of a state highway project within a city or county to that city
12 or county. The relinquishment of a state highway or related facility
13 pursuant to this subdivision may occur notwithstanding anything
14 in Chapter 2 (commencing with Section 230) to the contrary.

15 (2) With respect to frontage or service roads or outer highways
16 or nonmotorized transportation facilities, the relinquishment may
17 occur with the agreement of the applicable city or county or with
18 the adoption of a resolution consenting thereto by the applicable
19 city or county.

20 (3) An agreement entered into pursuant to this subdivision shall
21 require the city or county to maintain signs directing motorists to
22 the continuation of a state highway route, if applicable, and may
23 contain other conditions to ensure the continuity of traffic flow.

24 (4) The relinquished portion of a former state highway route is
25 no longer a state highway as of the effective date of the
26 relinquishment, and is not eligible for adoption as a state highway
27 under Section 81.

28 (e) Relinquishment shall be by resolution. A certified copy of
29 the resolution shall be filed with the board of supervisors or the
30 city clerk, as the case may be. A certified copy of the resolution
31 shall also be recorded in the office of the recorder of the county
32 where the land is located and, upon its recordation, all right, title,
33 and interest of the state in and to that portion of any state highway
34 or related facility shall vest in the county or city, as the case may
35 be, and that highway or portion thereof shall thereupon constitute
36 a county road or city street, or other related facility, as the case
37 may be.

38 (d) The vesting of all right, title, and interest of the state in and
39 to portions of any state highways or related facilities heretofore

1 relinquished by the commission, in the county or city to which it
2 was relinquished, is hereby confirmed.

3 (e) (1) Prior to relinquishing any portion of a state highway or
4 related facility to a county or a city, except where the department
5 and the county or city have entered into an agreement providing
6 therefor, or as otherwise provided in paragraph (2) of subdivision
7 (b), the department shall give 90 days' notice in writing of intention
8 to relinquish to the board of supervisors, or the city council, as the
9 case may be. Where the resolution of relinquishment contains a
10 recital as to the giving of the notice, adoption of the resolution of
11 relinquishment shall be conclusive evidence that the notice has
12 been given.

13 (2) Within the 90-day period, the board of supervisors or the
14 city council may protest in writing to the commission stating the
15 reasons therefor, including, but not limited to, objections that the
16 highway is not in a state of good repair, or is not needed for public
17 use and should be vacated by the commission. If the commission
18 does not comply with the requests of the protesting body, it may
19 proceed with the relinquishment only after a public hearing given
20 to the protesting body on 10 days' written notice.

21 (f) The commission shall not relinquish to any county or city
22 any portion of any state highway that has been superseded by
23 relocation until the department has placed the highway, as defined
24 in Section 23, in a state of good repair. This requirement shall not
25 obligate the department for widening, new construction, or major
26 reconstruction, except as the commission may direct. A state of
27 good repair requires maintenance, as defined in Section 27,
28 including litter removal, weed control, and tree and shrub trimming
29 to the time of relinquishment.

30 (g) The department shall expeditiously consider and respond to
31 each request it receives from a city or county relative to an
32 agreement relating to the proposed relinquishment of a state
33 highway or related facility within the jurisdiction of the entity
34 making the request.

35 (h) The department, from time to time, shall recommend to the
36 Legislature any revisions to the descriptions of state highway routes
37 in Chapter 2 (commencing with Section 230) occasioned by
38 relinquishments approved by the commission pursuant to this
39 section.

O

**Main Office**

818 West Seventh Street

12th Floor

Los Angeles, California

90017-3435

t (213) 236-1800

f (213) 236-1825

www.scag.ca.gov

Officers

President

Glen Becerra, Simi Valley

First Vice President

Greg Pettis, Cathedral City

Second Vice President

Carl Morehouse, San Buenaventura

Immediate Past President

Pam O'Connor, Santa Monica

**Executive/Administration
Committee Chair**

Glen Becerra, Simi Valley

Policy Committee ChairsCommunity, Economic and
Human Development

Paula Lantz, Pomona

Energy & Environment

Cheryl Viegas-Walker, El Centro

Transportation

Keith Millhouse, Ventura County
Transportation Commission

April 17, 2013

Honorable Bonnie Lowenthal, Chair
 Assembly Committee on Transportation
 Legislative Office Building
 1020 N Street, Room 112
 Sacramento, California 95814

RE: Assembly Bill 574 (Lowenthal): Greenhouse Gas Reduction Fund: Sustainable
 Communities Strategies - SUPPORT

Dear Chair Lowenthal:

On behalf of the Regional Council, the 84 member governing board of the Southern California Association of Governments (SCAG), I write to support AB 574 scheduled for hearing before the Assembly Transportation Committee on April 22, 2013.

SCAG is the largest Metropolitan Planning Organization (MPO) in the nation, serving over 18 million residents of Southern California. SCAG has been a member of the statewide coalition of transportation, local government, environment, and business group stakeholders since its early formation, working to achieve the consensus based plan for investment of our Cap & Trade revenues for transportation. The Regional Council adopted the coalition's principles for allocation of cap-and-trade revenues, now embodied in AB 574, in October 2012; and in January 2013 adopted as a top legislative priority the passage of state legislation to achieve these purposes.

AB 574 does this by setting forth a framework whereby the California Air Resources Board, California Transportation Commission and Strategic Growth Council work collaboratively to establish statewide guidelines and criteria for allocating cap-and-trade revenues to local projects consistent with purposes that would implement either the approved Sustainable Communities Strategies (SCS) throughout the state or, in areas where there is not an adopted SCS, the Regional Transportation Plan (RTP).

This bill recognizes that achieving the kinds of emissions reductions mandated by AB 32 can only be realized by investing cap-and-trade revenues in the transportation sector – the single largest sector source emitter in the state - commensurate with its responsibility in creating these emissions. The bill properly tasks appropriate state entities with establishing the criteria and guidelines necessary to develop, monitor, assess, and evaluate the different kinds of emissions reducing projects for which cap-and-trade monies may fund, while retaining local flexibility to administer a regional, competitive grant program to allocate the resources consistent with the state's guidance.

For the foregoing reasons, SCAG supports AB 574 and respectfully urges its favorable consideration and passage from this distinguished committee.

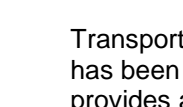
Sincerely,

A handwritten signature in black ink, appearing to read "Hasan Ikhata", written over a light blue horizontal line.

Hasan Ikhata
 Executive Director

Cc: Members, Assembly Committee on Transportation

The Regional Council is comprised of 84 elected officials representing 191 cities, six counties, six County Transportation Commissions and a Tribal Government representative within Southern California.



April 18, 2013

The Honorable Bonnie Lowenthal
Chair, Assembly Transportation Committee
California State Capitol Room 3152
Sacramento, California 95814

RE: AB 574 (Lowenthal) – SUPPORT

Dear Assemblymember Lowenthal,

The Transportation Coalition for Livable Communities is writing in support of AB 574, which establishes the Sustainable Communities Infrastructure Program. This bill establishes a program to allocate a portion of cap and trade revenues to help local governments to implement sustainable communities strategies, mandated by SB 375, and other regional transportation plans required by law. Key reasons for our support:

Each region gets its fair share of funding.

AB 574 provides for a per capita distribution of funds allocated for sustainable communities. SB 375 imposed requirements on regions to reduce per capita greenhouse gas (GHG) emissions. This bill provides funding on a similar basis to assist in implementation of those requirements.

It provides for local flexibility and innovation in meeting state GHG goals.

By focusing on outcomes—GHG reduction—rather than methods as most single purpose grant programs do, it allows local governments to find the right combination of strategies to reduce GHG emissions, meet local transportation needs and provide the co-benefits—air quality, public health, economic development, affordable housing, etc.—that best meet local needs.

It will result in the most greenhouse gas emission reductions.

By using competitive grants at the regional level based on cost effective GHG emission reductions, it will achieve the greatest emission benefits per dollar and provides the most cost effective way to meet state goals.

It promotes an integrated approach to land use planning and transportation investments.

This is consistent with SB 375 and necessary to implement on the ground changes to meet regional GHG reduction goals. The GHG benefits of transit, bike and pedestrian facilities, and other transportation investments are multiplied significantly when combined with land use changes that support those investments.

Transportation is the largest source of greenhouse gas emissions and reducing emissions from that source has been recognized in the Governor's Budget and the Draft Investment Plan as a key priority. AB 574 provides an effective way to accomplish this objective while meeting the transportation needs of local governments, and providing a method to create more livable communities.

Sincerely,

California Transit Association • California Alliance for Jobs • Natural Resources Defense Council • California State Association of Counties • League of California Cities • California Association of Councils of Governments • Sacramento Area Council of Governments • Southern California Association of Governments • Metropolitan Transportation Commission • San Diego Association of Governments • Sacramento Metropolitan Air Quality Management District • Transportation California • Environmental Defense Fund • California Center for Sustainable Energy



The Honorable Richard Bloom
Chair, Assembly Budget Subcommittee No. 3
on Resources and Transportation
State Capitol
P.O. Box 942849
Sacramento, California 94249



TRANSPORTATION COALITION for
LIVABLE COMMUNITIES



The Transportation Coalition for Livable Communities (Coalition) supports investing cap and trade allowance revenues derived from motor vehicle fuels in projects that reduce emissions from the transportation section. Our coalition has submitted a proposal, referenced in the Investment Plan, which allocates a portion of cap and trade revenues to help local governments implement SB 375 and other regional transportation plans required by law. The basic structure of our proposal is included AB 574 (Lowenthal) and has been approved by the Assembly Transportation Committee and the Natural Resources Committee.



While the Governor's May Revision proposes to delay cap and trade investments, we believe that California can begin reducing greenhouse gas emissions, and achieving important co-benefits, both environmental and economic, by a thoughtful use of these funds. The Transportation Coalition for Livable Communities has submitted a framework for investing in transportation and other infrastructure throughout the state in a way that achieves the maximum greenhouse gas emission reductions and can be implemented right away.



Key reasons why we support this framework:

- **Nexus & Program Integrity.** Fuel allowance revenues will be the most "visible" cap and trade element to consumers because of the effect on gas pump prices. Drawing a direct connection between the cost and the benefit of transportation investment creates a broad constituency for the cap and trade—before and after the year 2020.
- **Every Community Benefits.** A competitive process encourages an investment plan that allows every community to plan and compete for state dollars. This not only fosters innovation, it yields the broad-scale transformative change that must occur to meet the GHG reductions goals for 2020, 2035, and especially 2050.
- **Empowers SB 375 (Steinberg).** SB 375 empowered the regional Metropolitan Planning Organizations (MPOs) to develop plans that would meet GHG reduction targets. Investing allowances in this way accelerates their implementation.
- **Fair Distribution.** Our proposal provides for a regional distribution of funds based on population. This tracks exactly with SB 375, which requires regions to reduce per capita greenhouse gas (GHG) emissions.
- **Transportation-Land Use Integration Maximizes Result.** The GHG reductions of transportation investments are multiplied when combined with integrated land use changes. The competitive investment process leverages land use performance consistent with SB 375 and necessary to get the necessary statewide GHG reductions.
- **Cost Effective.** It will result in the most greenhouse gas emission reductions. By using competitive grants at the regional level based on cost effective GHG emission reductions, it will achieve the greatest emission benefits per dollar and provides the most cost effective way to meet state goals.
- **Accountability; State Goals, Criteria, & Oversight.** The regions are best positioned to understand the needs of the local transportation system. But the state should set the overarching criteria and have a strong oversight role to assure that the investments are timely and consistent with state goals.



SOUTHERN CALIFORNIA

ASSOCIATION of GOVERNMENTS



Transportation is the largest source of greenhouse gas emissions and reducing emissions from that source has been recognized in the Governor's Budget and the Draft Investment Plan as a key priority. Our coalition proposal provides an effective way to accomplish this objective while meeting the transportation needs of local governments, and providing a method to create more livable communities.

Sincerely,



California Transit Association • California Alliance for Jobs • Natural Resources Defense Council • California State Association of Counties • League of California Cities • Self-Help Counties Coalition • California Association of Councils of Governments • Sacramento Area Council of Governments • Southern California Association of Governments • Metropolitan Transportation Commission • San Diego Association of Governments • Sacramento Metropolitan Air Quality Management District • San Joaquin Valley Regional Policy Council • Transportation California • Environmental Defense Fund • California Center for Sustainable Energy • American Planning Association - California Chapter • American Lung Association in California

REPORT

DATE: May 21, 2013

TO: Legislative/Communications & Membership Committee (LCMC)

FROM: Darin Chidsey, Acting Director; Strategy, Policy, and Public Affairs; (213)-236-1992, chidsey@scag.ca.gov

SUBJECT: Federal Freight and Transportation Legislation Summary

RECOMMENDATION:

For information only; no action required.

BACKGROUND:

This memorandum is submitted to provide a brief summary of congressional legislation introduced thus far in the 113th Congress related to freight and other transportation policy that may bear impact upon SCAG's core jurisdictional areas and adopted legislative priorities.

H.R. 974 – the Multimodal Opportunities Via Enhanced (MOVE) Freight Act of 2013, introduced March 5, 2013 by Rep. Albio Sires (D-NJ), co-sponsored by Reps. Earl Blumenauer (D-OR), Corrine Brown (D-FL), Janice Hahn (D-CA), Grace Napolitano (D-CA), and Adam Smith (D-WA).

H.R. 974 builds on the achievements of MAP-21 surface transportation authorizing legislation in four ways, by:

1. Identifying the United States multimodal freight network as a national priority;
2. Including Multimodal Transportation Infrastructure in the National Freight Network, expanding on MAP-21 designation of the National Freight Network to include 27,000 miles of *critical freight corridors* (as opposed to just roadways) to include roadways, freight rail, navigable waterways, inland ports, seaports, freight intermodal connectors, airports, and aerotropolis transportation systems;
3. Requiring (rather than encouraging as under MAP-21) states to create state freight plans;
4. Establishing a competitive National Freight Infrastructure Investment Grant Program.

H.R. 974 is referred to the House Committee on Transportation and Infrastructure, no hearing is yet scheduled. The Coalition of America's Gateways and Trade Corridors (CAGTC) of which SCAG is an active, participating member, is closely monitoring this bill and will report any significant developments on the bill to SCAG staff who, likewise, will keep the committee apprised of any relevant activities related thereto.

H.R.1124 – the Transportation Investment Generating Economic Recovery (TIGER) Grants for Job Creation Act, introduced by Rep. Maxine Waters (D-CA) with 67 co-sponsors on March 13, 2013. The bill would make supplemental appropriations of \$500 million for each of FY 2013 and FY 2014 for the Department of Transportation (DOT) for the Transportation Investment Generating Economic Recovery (TIGER) competitive grant program for national infrastructure investment projects for states, local governments, and transit agencies. Its provisions exempt such appropriations from sequestration under the Balanced Budget and Emergency Deficit Control Act of 1985. The bill is referred to the House Committee on Appropriations and the House Committee on the Budget; no hearing scheduled.

S.387 – the American Infrastructure Investment Fund Act of 2013, introduced by Senator John “Jay” Rockefeller (D-WV) and co-sponsored by Senator Frank Lautenberg (D-NJ) on February 26, 2013, establishes the American Infrastructure Investment Fund in the Department of Transportation (DOT) to:

1. Invest in infrastructure projects that increase or otherwise improve U.S. economic output, productivity, or competitive commercial advantage;
2. Provide funding for projects that face significant funding barriers because of the need to combine resources across multiple jurisdictions or modes of transportation; and
3. Improve the efficiency or throughput, the safety, and the environmental sustainability of a national or regional transportation network.

Bill provisions authorize the Fund to provide direct loans and loan guarantees to eligible recipients for activities related to the planning, preparation, or design of an eligible project proposal. It directs the Secretary of Transportation to establish a competitive national infrastructure investment grant program, and an oversight program to monitor the effective and efficient use of funds authorized under this Act. The bill sets forth the federal share of net project costs at 80%. The bill is referred to the Senate Committee on Commerce, Science, and Transportation with no hearing set.

S. 601 – the Water Resources Development Act of 2013, introduced by Senator Barbara Boxer (D-CA) and co-sponsored by Senator David Vitter (R-LA) was marked up in Senate Environment and Works Committee on March 20, 2013. Provisions include authorization for new projects for navigation, flood and coastal storm damage reduction, and for ecosystem restoration. S. 601 contains reforms to increase flexibility for non-Federal sponsors of Corps of Engineers projects and to accelerate project delivery. Additionally, the legislation establishes a 5-year innovative financing pilot program to provide loans and loan guarantees for flood control, water supply, and wastewater projects.

The legislation also addresses the growing surplus of funds in the Harbor Maintenance Trust Fund by ensuring all revenues will be spent for port maintenance without impacting other Corps of Engineers projects. This is an especially important issue to California ports, and particularly to Southern California ports, which are among the largest ‘donor’ ports in the nation. According to the latest available Corps of Engineers statistics from FY 2011, California ports contributed 32% of the national Harbor Maintenance Tax (HMT) revenues, which is based upon the amount of cargo going through the port, totaling approximately \$431 million; but California ports only received 8% of the total HMT revenues, or \$54 million. The bill expands allowable uses of these funds so California ports will be eligible to use more of the HMT revenues that they derive than under the current law. Both the Ports of Los Angeles and Long Beach support S. 601.

The bill was subject to extensive debate on the Senate floor with 41 germane amendments considered and 36 accepted. However, an Amendment offered by Senator Dianne Feinstein (D-CA) to allow Water Infrastructure Financing Innovation Act (WIFIA) funds (created through the bill) to fund projects that mitigate the impacts of goods movement at eligible donor ports and in goods movement corridors associated with eligible donor ports, was not considered by the Senate. The bill passed the Senate by 83-14 vote on May 15, 2013.

S. 823 - The Projects of National and Regional Significance (PNRS) Act of 2013, introduced by Senator Sheldon Whitehouse (D-RI) on April 25, 2013, would authorize the appropriation of \$500,000,000 for fiscal year 2014 to provide grants to States for surface transportation projects of national and regional significance, effectively replacing the PNRS funding under authorized under SAFETEA-LU that was

REPORT

not included in MAP-21. The bill is referred to the Senate Committee on Environment and Public Works with no hearing scheduled.

ATTACHMENT:

None.

REPORT

DATE: May 21, 2013

TO: Legislative/Communications & Membership Committee (LCMC)

FROM: Darin Chidsey; Acting Director, Strategy, Policy and Public Affairs; (213)-236-1836;
chidsey@scag.ca.gov

SUBJECT: SCAG Membership and Dues Update – FY 2012-13

RECOMMENDED ACTION:

For information only; no action required.

EXECUTIVE SUMMARY:

Each fiscal year SCAG assesses dues to its member cities and counties based on a per capita formula. In FY 2012-13, SCAG increased its membership to 193 cities and counties out of a possible 197 jurisdictions and has collected 99% of the assessed dues.

STRATEGIC PLAN:

This item supports SCAG's Strategic Plan, Goal 1: Improve Regional Decision Making by Providing Leadership and Consensus Building on Key Plans and Policies.

BACKGROUND:

In fiscal year 2012-13 SCAG increased its membership to 193 cities and counties, leaving 4 non-members. We are pleased to have added the cities of Costa Mesa, Jurupa Valley and Rancho Santa Margarita as SCAG members during FY 2012-13. Unfortunately, the City of Maywood did not renew its membership this year. In addition to Maywood, the other three non-member cities include Bell, Fountain Valley and Orange.

For member cities and counties, SCAG has collected 99% of assessed dues in FY2012-13.

ATTACHMENT:

None.

SCAG California Legislative Matrix

May 2013

AFFORDABLE HOUSING

SB 391

Author
DeSaulnier
Location
Senate
Positions

Party
D

California Homes and Jobs Act of 2013

Bill Summary

Enacts the California Homes and Jobs Act of 2013. Imposes a fee to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded. Requires that revenues sent quarterly to the Department of Housing and Community Development for deposit in the California Homes and Jobs Trust Fund, which the bill would create. Provides that moneys expended for supporting affordable housing, administering housing programs and the cost of periodic audits.

Next Hearing Suspense File

Recent Activity

Introduced on 02/20/2013. To Senate Committees on Transportation & Housing and Governance & Finance on 02/28/2013. Author's amendments, re-referred to Transportation & Housing on 04/02/2013. From Transportation & Housing: Do pass (6-3) to Governance & Finance on 04/09/2013. From Governance & Finance: Do pass (5-2) to Appropriations on 04/24/2013. From Appropriations: Not heard on 05/06/2013. Author's amendments, re-referred to Appropriations on 05/07/2013. From Appropriations: To Suspense File on 05/13/2013.

CA League: Support

CAP & TRADE

Housing

AB 1051

Author
Bocanegra
Location
Assembly
Positions

Party
D

Bill Summary

Creates the Sustainable Communities for All program to fund transit-related projects through competitive grants and loans. Appropriates an unspecified sum from the Greenhouse Gas Reduction Fund to be allocated to the Department of Housing and Community Development to provide loans for the development and construction of housing development projects within close proximity to transit stations, and to other specified projects and programs intended to reduce greenhouse gas emissions.

Next Hearing Suspense File

Recent Activity

Introduced on 02/22/2013. To Assembly Committees on Housing & Community Development and Transportation on 03/21/2013. Author's amendments, re-referred to Housing & Community Development on 03/21/2013. Author's amendments, re-referred to Housing & Community Development on 04/08/2013. From Housing & Community Development: Do pass (4-2) to Transportation on 04/17/2013. From Transportation: Do pass (11-4) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.

CAP & TRADE

Greenhouse Gas Reduction Fund: Sustainable Communities

AB 574

Author
Lowenthal, B.
Location
Assembly
Positions

Party
D

Bill Summary

Requires the State Air Resources Board to establish standards for the use of moneys allocated in the Greenhouse Gas Reduction Fund for sustainable communities projects. Requires the board to establish the criteria for the development and implementation of regional grant programs. Requires the State Transportation Commission to designate the regional granting authority within each region of the state to administer the allocated moneys for regional grant programs.

Next Hearing Suspense File

Recent Activity

Introduced on 02/20/2013. To Assembly Committee on Transportation on 03/04/2013. Author's amendments, re-referred to Transportation on 04/15/2013. Re-referred to Rules on 04/18/2013. Re-referred to Transportation & Natural Resources on 04/18/2013. From Transportation: Do pass (12-4) to Natural Resources on 04/22/2013. From Natural Resources: Do pass (6-3) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.

CA League: Support

RCTC: Support

CAP & TRADE

California Green Infrastructure Bank Act

SB 798

Author
de Leon
Location
Senate: G&F, R
Positions

Party
D

Bill Summary

Enacts the Green Infrastructure Bank Act. Establishes the Green Infrastructure Bank. Provides for certain loans to a subdivision or local government. Amends an existing law which authorizes the allocation of moneys appropriated from Greenhouse Gas Reduction Fund for the purpose of reducing greenhouse gas emissions through investments in programs implemented by local and regional agencies and collaboratives and by nonprofit organizations.

Next Hearing

Recent Activity

Introduced on 02/22/2013. To Senate Committees on Governance & Finance and Rules on 03/11/2013. From Governance & Finance: Hearing canceled at the request of the author on 04/15/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

CAP & TRADE

Global Warming Solutions act of 2006: Offsets

Next Hearing Suspense File

AB 153

Author

Bonilla

Location

Assembly

Positions

Party

D

Bill Summary

Amends the Global Warming Solutions Act of 2006. Requires the State Air Resources Board to adopt a specified process for the review and consideration of new offset protocols for reducing greenhouse gases and, commencing in 2014 and continuing thereafter, use that process to review and consider new offset protocols. Requires the board to adopt guidelines and incentives that prioritize the approval of specified offset protocols. Requires the board to submit a specified annual report to the Legislature.

Recent Activity

Introduced on 01/18/2013. To Assembly Committee on Natural Resources on 01/31/2013. Author's amendments, re-referred to Natural Resources on 04/08/2013. From Natural Resources: Do pass (9-0) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.

CAP & TRADE

Greenhouse Gas Reduction Fund

Next Hearing Suspense File

AB 26

Author

Bonilla

Location

Assembly

Positions

Party

D

Bill Summary

Requires projects paid for in whole or in part from the Greenhouse Gas Reduction Fund to be considered public works. Authorizes fund moneys to be made available for refinery maintenance work if that work is related to reducing greenhouse gases that falls within an apprenticeable occupation that will be performed by journeypersons and apprentices. Requires an apprentice safety training curriculum. Requires the issuance of a certificate to a worker who completes the curriculum. Relates to wages for training.

Recent Activity

Introduced on 12/03/2012. To Assembly Committee on Natural Resources on 03/19/2013. Author's amendments, re-referred to Natural Resources on 03/19/2013. Author's amendments, re-referred to Natural Resources on 04/22/2013. Re-referred to Rules on 04/25/2013. Re-referred to Natural Resources and Labor & Employment. From Natural Resources: Do pass (6-3) to Labor & Employment on 04/29/2013. From Labor & Employment: Do pass (5-2) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/15/2013.

CAP & TRADE

Air Resources: Greenhouse Gas Emissions

Next Hearing Suspense File

AB 1023

Author

Eggman

Location

Assembly

Positions

Party

D

Bill Summary

Relates to a statewide greenhouse gas emissions limit. Enacts the Greenhouse Gas Reduction Through Recycling, Composting, and Recycled Content Manufacturing Investment Program. Requires the department to identify industry sectors that can reduce their greenhouse gas emissions through increased use of recycled content or by recovering putrescible materials. Requires a market development program. Provides incentive payments or grants for capital equipment. Provides a priority for disadvantaged communities.

Recent Activity

Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/21/2013. Author's amendments, re-referred to Natural Resources on 03/21/2013. From Natural Resources: Do pass (6-3) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.

CAP & TRADE

State Air Resources Board: Market-Based Compliance

Next Hearing

AB 1056

Author

Jones

Location

Assembly: NR

Positions

Party

R

Bill Summary

Amends the State Global Warming Solutions Act of 2006 that authorizes the State Air Resources Board, by regulation, to adopt a market-based compliance mechanism to further the achievement of the statewide greenhouse gas emission limits. Requires the board, if the board adopts a market-based compliance mechanism that provides for auctioning of greenhouse gas allowances, to provide quarterly reports to certain committees of the Legislature regarding the auction.

Recent Activity

Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/21/2013. Author's amendments, re-referred to Natural Resources on 03/21/2013.

CAP & TRADE

Air Resources: Greenhouse Gas Emissions

Next Hearing

AB 1102

Author

Grove

Location

Assembly: NR

Positions

Party

R

Bill Summary

Amends the State Global Warming Solutions Act of 2006 that authorizes the State Air Resources Board, by regulation, to adopt a market-based compliance mechanism to further the achievement of the statewide greenhouse gas emission limits. Requires the board, if the board adopts a market-based compliance mechanism that provides for auctioning of greenhouse gas allowances, to provide quarterly reports to certain committees of the Legislature regarding the auction.

Recent Activity

Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/21/2013. Author's amendments, re-referred to Natural Resources on 03/21/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

CAP & TRADE	Market Compliance: Clean Technology Investment Account		Next Hearing
AB 1375	Bill Summary		Recent Activity
Author	Party	Create the Clean Technology Investment Account within the Greenhouse Gas Reduction Fund. Requires the Legislature to annually appropriate moneys from the fund into the Clean Technology Investment Account for the purposes of accelerating the development, demonstration, and deployment of clean technologies that will reduce greenhouse gas emissions and foster job creation.	Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/21/2013. Author's amendments, re-referred to Natural Resources on 03/21/2013. Author's amendments, re-referred to Natural Resources on 04/23/2013. From Natural Resources: Do pass (6-3) to Appropriations on 04/29/2013. Amended, re-referred to Appropriations on 05/07/2013.
Chau	D		
Location			
Assembly: A			
Positions			
CAP & TRADE	Local Emission Reduction Program		Next Hearing Suspense File
AB 416	Bill Summary		Recent Activity
Author	Party	Creates the Local Emission Reduction Program and requires money to be available from the general fund for providing grants and other financial assistance to develop and implement greenhouse gas emissions reduction projects in the state, giving consideration to the ability of a project to create local job training and job creation benefits and achieve greenhouse gas emissions reduction. Provides the public entities that will be required to administer the program.	Introduced on 02/15/2013. To Assembly Committees on Natural Resources and Local Government on 02/28/2013. Author's amendments, re-referred to Natural Resources on 03/21/2013. From Natural Resources: Do pass (6-2) to Local Government on 04/01/2013. Amended, re-referred to Local Government on 04/04/2013. From Local Government: Do pass (7-2) to Appropriations on 04/10/2013. From Appropriations: To Suspense File on 05/01/2013.
Gordon	D		
Location			
Assembly			
Positions			
CA League: Support			
CITY ISSUES	Homelessness		Next Hearing Suspense File
AB 5	Bill Summary		Recent Activity
Author	Party	Enacts the Homeless Person's Bill of Rights and Fairness Act. Provides that no person's rights, privileges, or access to public services may be denied or abridged because he or she is homeless. Provides the right to specified actions, confidentiality of certain records, legal assistance, and restitution. Prohibits retaliation against a public employer for assisting the homeless. Requires reports and public information regarding ordinances and certain actions against the homeless. Provides civil penalties.	Introduced on 12/03/2012. To Assembly Committee on Judiciary on 01/24/2013. Author's amendments, re-referred to Judiciary on 04/08/2013. From Judiciary: Do pass (7-3) to Appropriations on 04/23/2013. Amended, re-referred to Appropriations on 04/30/2013. From Appropriations: To Suspense File on 05/15/2013.
Ammiano	D		
Location			
Assembly			
Positions			
CA League: Oppose			
ECONOMIC DEVELOPMENT	Community Redevelopment: Successor Agencies		Next Hearing Suspense File
AB 564	Bill Summary		Recent Activity
Author	Party	Amends existing law that dissolved redevelopment agencies and community development agencies and provides for the designation of successor agencies. Prohibits the Department of Finance from taking any future action to modify the enforceable obligations described in existing law following the effective date of the approval of those obligations after review by an oversight board and the department, and from taking action to modify the transfer of property, if the transfer is in an approved transfer plan.	Introduced on 02/20/2013. To Assembly Committees on Local Government and Housing & Community Development on 03/04/2013. Author's amendments, re-referred to Local Government on 03/12/2013. From Local Government: Do pass (9-0) to Housing & Community Development on 04/24/2013. From Housing & Community Development: Do pass (7-0) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/15/2013.
Mullin	D		
Location			
Assembly			
Positions			
SCAG: Support			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

<p>ECONOMIC DEVELOPMENT</p> <p>SB 133</p> <p>Author DeSaulnier</p> <p>Location Assembly: JEDE</p> <p>Positions</p>	<p>Enterprise Zones: Applications</p> <p>Bill Summary Provides that, for any application for an enterprise zone designation submitted on or after January 1, 2014, if any portion of the proposed zone is within, or was previously within, the boundaries of a previously designated zone, of if any portions of the proposed zone are within, or previously were within, the boundaries of 2 or more previously designated enterprise zones, the bill prohibits the proposed enterprise zone from exceeding a specified aggregate size.</p> <p>Party D</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 01/28/2013. To Senate Committee on Transportation & Housing on 02/07/2013. From Transportation & Housing: Do pass (11-0) to Consent Calendar on 04/02/2013. From Senate: Passed (38-0) to Assembly on 04/08/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 05/09/2013.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>SB 431</p> <p>Author Price</p> <p>Location Senate</p> <p>Positions</p>	<p>State Socioeconomic Development Pods Program</p> <p>Bill Summary Establishes the State Socioeconomic Development Pods Program to encourage the use of social innovative financing, with the blighted areas of the state. Creates the Pod Accelerator Fund.</p> <p>Party D</p>	<p>Next Hearing Suspense File</p> <p>Recent Activity Introduced on 02/21/2013. To Senate Committee on Rules on 03/11/2013. Author's amendments, re-referred to Rules on 04/02/2013. Re-referred to Governance & Finance and Business, Professions & Economic Development on 04/03/2013. Withdrawn from Governance & Finance and Business, Professions & Economic Development on 04/15/2013. Re-referred to Rules on 04/15/2013. Re-referred to Business, Professions & Economic Development and Governance & Finance on 04/18/2013. From Business, Professions & Economic Development: Do pass (10-0) to Governance & Finance on 04/29/2013. From Governance & Finance: Do pass (6-1) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/13/2013.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>AB 1080</p> <p>Author Alejo</p> <p>Location Assembly</p> <p>Positions</p> <p>SCAG: Support CA League: Support</p>	<p>Community Revitalization & Investment Authorities</p> <p>Bill Summary Authorizes certain public entities of a community revitalization and investment area to form a community revitalization plan within a community revitalization and investment authority to carry out the Community Redevelopment Law in a specified manner. Requires the authority to adopt a community revitalization plan for a community revitalization and investment area and authorizes the authority to include in that plan a provision for the receipt of tax increment funds.</p> <p>Party D</p>	<p>Next Hearing Second Reading File</p> <p>Recent Activity Introduced on 02/22/2013. To Assembly Committees on Local Government and Housing & Community Development on 03/07/2013. Re-referred to Housing & Community Development and Local Government on 03/22/2013. Author's amendments, re-referred to Housing & Community Development on 04/04/2013. From Housing & Community Development: Do pass (5-2) to Local Government on 04/17/2013. Amended, re-referred to Local Government on 04/24/2013. From Local Government: Do pass (8-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/06/2013. From Appropriations: Do pass (12-5) on 05/15/2013.</p>

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ECONOMIC DEVELOPMENT

SB 470

Author
Wright
Location
Senate: A
Positions

Party
D

Community Development: Economic Opportunity

Bill Summary

Relates to community development and economic opportunity. Provides that economic opportunity includes certain agreements, purposes and projects. Relates to land use. Provides that before certain returned city, county, or city and county property is sold or leased for development, the sale or lease shall first be approved by the legislative body. Revises the definition of agency in specified provisions. Authorizes the remedy or removal of a hazardous substances release.

Next Hearing A: 05/20/2013

Recent Activity

Introduced on 02/21/2013. To Senate Committees on Governance & Finance and Environmental Quality on 03/11/2013. Author's amendments, re-referred to Governance & Finance on 04/01/2013. From Governance & Finance: Do pass (6-0) to Environmental Quality on 04/03/2013. Amended, re-referred to Environmental Quality on 04/09/2013. From Environmental Quality: Hearing canceled at the request of the author on 04/11/2013. From Environmental Quality: Do pass (9-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/08/2013.

CA League: Support

ECONOMIC DEVELOPMENT

SB 592

Author
Price
Location
Senate
Positions

Party
D

Trade Promotion of California Ports

Bill Summary

Requires the Director of the Governor's Office of Business and Economic Development to provide to the Legislature a strategy for promoting trade for California ports that, at a minimum includes specified information, objectives, goals and recommendations. Requires that the strategy be submitted to the Chief Clerk of the Assembly and the Secretary of the Senate, with copies provided to the Speaker of the Assembly, the President pro Tempore of the Senate, and the chairs of specified legislative committees.

Next Hearing Suspense File

Recent Activity

Introduced on 02/22/2013. To Senate Committee on Business, Professions & Economic Development on 03/11/2013. From Business, Professions & Economic Development: Do pass (10-0) to Appropriations on 04/01/2013. From Appropriations: To Suspense File on 04/15/2013.

ECONOMIC DEVELOPMENT

AB 311

Author
Perez, V.
Location
Assembly: A
Positions

Party
D

Economic Development Projects

Bill Summary

Authorizes the California Infrastructure and Economic Development Bank board of directors to enter into development and financing agreements for projects within the California-Mexico border region. Authorizes a binational financing authority to facilitate and support the economic development of communities within the border region.

Next Hearing

Recent Activity

Introduced on 02/12/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 02/28/2013. From Jobs, Economic Development & The Economy: Do pass (6-2) to Appropriations on 04/09/2013.

ECONOMIC DEVELOPMENT

AB 285

Author
Brown
Location
Senate: BPED, LIR
Positions

Party
D

Microenterprises: Economic Development

Bill Summary

Revises the definition of a microenterprise. Requires the Workforce Investment Board to assist the Governor by developing specified guidelines for certain high-wage industry sectors and making recommendations on how to target resources to specified high-wage industry sectors, and by recommending policy and providing technical assistance on entrepreneurial training opportunities that could be made available through local workforce investment board programs.

Next Hearing

Recent Activity

Introduced on 02/11/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 02/21/2013. From Jobs, Economic Development & The Economy: Do pass (8-0) to Appropriations on 04/09/2013. From Appropriations: Do pass (17-0), to Consent Calendar on 04/17/2013. From Assembly: Passed (76-0) to Senate on 04/25/2013. To Senate Committees on Business, Professions & Economic Development and Labor & Industrial Relations

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

<p>ECONOMIC DEVELOPMENT</p> <p>AB 28</p> <p>Author Perez, V.</p> <p>Location Assembly: JEDE, LG</p> <p>Positions</p>	<p>Economic Development: Enterprise Zones</p> <p>Bill Summary Revises various definitions for purposes of the Enterprise Zone Act and modifies specified requirements for designating and administering enterprise zones, LAMBRA's and G-TEDA's, collectively. Imposes new requirements on the Department of Housing and Community Development with respect to the enterprise zone program and modifies department and Franchise Tax Board Reporting requirements. Authorizes the department to charge a fee for specified tax credit applications for the administration of the Act.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 12/03/2012. To Assembly Committees on Jobs, Economic Development & the Economy and Local Government on 01/14/2013. Author's amendments, re-referred to Jobs, Economic Development & The Economy on 03/04/2013. From Jobs, Economic Development & The Economy: Heard, remains in Committee on 04/23/2013. Amended, re-referred to Jobs, Economic Development & The Economy on 04/29/2013.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>SB 341</p> <p>Author DeSaulnier</p> <p>Location Assembly</p> <p>Positions</p>	<p>Redevelopment</p> <p>Bill Summary Changes provisions relating to the functions to be performed by the entity assuming the housing functions of the former redevelopment agency to instead refer to the housing successor. Provides that funds in the Low and Moderate Income Housing Asset Fund shall be used in accordance with applicable housing-related provisions of the Community Redevelopment Law.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/20/2013. To Senate Committee on Transportation & Housing on 02/28/2013. Author's amendments, re-referred to Transportation & Housing on 04/01/2013. From Transportation & Housing: Do pass (10-0) to Appropriations on 04/16/2013. From Appropriations on 04/30/2013. Do pass (7-0) on 04/29/2013. To Third Reading File on 04/30/2013. From Senate: Passed (34-0) to Assembly on 05/06/2013. Awaiting committee assignment.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>AB 562</p> <p>Author Williams</p> <p>Location Assembly</p> <p>Positions CA League: Oppose</p>	<p>Economic Development Subsidies: Local Agency Review</p> <p>Bill Summary Relates to economic development activities by state and local agencies. Requires each local agency to provide information to the public before approving an economic development subsidy, and to hold hearings, and report on those subsidies.</p>	<p>Next Hearing Third Reading File</p> <p>Recent Activity Introduced on 02/20/2013. To Assembly Committee on Local Government on 03/04/2013. From Local Government: Do pass (7-1) on 05/08/2013.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>AB 53</p> <p>Author Perez, J.</p> <p>Location Assembly</p> <p>Positions</p>	<p>Biennial California Economic Development Plan</p> <p>Bill Summary Requires the Governor's Office of Business and Economic Development to lead the preparation of a California Economic Development Strategic Plan. Requires an employer to provide notice of a mass layoff, relocation, or termination of a business to the office and the Employment Development Department to post the notice on its Internet Web site.</p>	<p>Next Hearing Suspense File</p> <p>Recent Activity Introduced on 01/07/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 01/18/2013. Amended by author, re-referred to Jobs, Economic Development & The Economy on 02/20/2013. From Jobs, Economic Development & The Economy: Do pass (6-3) to Appropriations on 04/23/2013. Amended, re-referred to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/15/2013.</p>
<p>ECONOMIC DEVELOPMENT</p> <p>AB 1320</p> <p>Author Bloom</p> <p>Location Assembly: LG</p> <p>Positions</p>	<p>Redevelopment: Property Tax: Passthrough Payments</p> <p>Bill Summary Provides that a specified amount of ad valorem property tax revenues allocated to a school entity, defined with reference to former passthrough payments made by a redevelopment agency, will not be included as ad valorem property tax revenues counted against the revenue limit for that entity.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/22/2013. To Assembly Committees on Housing & Community Development and Local Government on 03/14/2013. Author's amendments, re-referred to Housing & Community Development on 04/10/2013. From Housing & Community Development: Do pass (7-0) to Local Government on 04/17/2013.</p>

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ECONOMIC DEVELOPMENT SB 1 Author Steinberg Location Senate: A Positions	Sustainable Communities Investment Authority Bill Summary Authorizes certain public entities of a Sustainable Communities Investment Area to form a Sustainable Communities Investment Authority to carry out the Community Redevelopment Law. Provides for tax increment funding receipt under certain economic development and planning criteria. Establishes prequalification requirements for receipt of funding. Requires monitoring and enforcement of prevailing wage requirements within the area.	Next Hearing Recent Activity Introduced on 12/03/2012. To Senate Committees on Governance & Finance and Transportation & Housing on 01/10/2013. From Governance & Finance: Do pass (4-2) to Transportation & Housing on 03/13/2013. Author's amendments, re-referred to Transportation & Housing on 04/15/2013. From Transportation & Housing: Do pass (8-3) to Appropriations on 04/23/2013. Amended, re-referred to Appropriations on 05/02/2013.
ECONOMIC DEVELOPMENT AB 9 Author Holden Location Assembly: JEDE Positions	Income Taxes: Credits: Enterprise Zone Bill Summary Amends the Personal Income Tax and the Corporation Tax laws that allow various credits against the taxes imposed by those laws, including credits for taxpayers that employ qualified employees in an enterprise zone. Modifies the definition of a qualified employee. Requires qualified wages to exceed an average monthly wage of \$2,000.	Next Hearing Recent Activity Introduced on 12/03/2012. To Assembly Committee on Rules on 02/12/2013. Re-referred to Jobs, Economic Development & The Economy and Revenue & Taxation on 03/19/2013. Author's amendments, re-referred to Jobs, Economic Development & The Economy on 03/19/2013. From Jobs, Economic Development & The Economy: Hearing canceled at the request of the author on 04/23/2013.
ECONOMIC DEVELOPMENT AB 1081 Author Medina Location Assembly Positions	Economic Development: Goods-Movement Infrastructure Bill Summary Amends existing law that requires the Governor to submit to the Legislature a proposed infrastructure plan containing specified information concerning infrastructure needed by specified entities and a proposal for funding the needed infrastructure. Requires the plan to include information related to infrastructure identified by state and federal transportation authorities and a recommendation for public sector financing.	Next Hearing Suspense File Recent Activity Introduced on 02/22/2013. To Assembly Committees on Transportation and Jobs, Economic Development & The Economy on 03/07/2013. Re-referred to Jobs, Economic Development & The Economy and Transportation on 03/21/2013. Author's amendments, re-referred to Jobs, Economic Development & The Economy on 04/03/2013. From Jobs, Economic Development & The Economy: Do pass (8-0) to Transportation on 04/09/2013. From Transportation: Do pass (15-0) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.
ENERGY AB 1257 Author Bocanegra Location Assembly Positions	State Energy Resources Conservation & Development Bill Summary Requires the Energy Commission to prepare and submit to the Governor a report containing specified information identifying strategies to maximize the benefits obtained from natural gas as an energy source. Requires the commission to incorporate the report into the subsequent biennial integrated energy policy report.	Next Hearing Suspense File Recent Activity Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/11/2013. From Natural Resources: Do pass (9-0) to Appropriations on 04/29/2013. Amended, re-referred to Appropriations on 05/06/2013. From Appropriations: To Suspense File on 05/01/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ENVIRONMENT	Global Warming Solutions Act of 2006	Next Hearing
AB 572	Bill Summary	Recent Activity
Author	Amends the California Global Warming Solutions Act of 2006. Requires for purposes of determining the viability of incentivizing greenhouse gas emissions reductions through increased energy efficiency, the Public Utilities Commission to develop one or more protocols to enable third-party intermediaries to document, aggregate, and trade or sell on behalf of specified entities, the greenhouse gas emission reductions value of energy efficiency measures that are more stringent than building code standards.	Introduced on 02/20/2013. To Assembly Committee on Natural Resources on 03/04/2013. Author's amendments, re-referred to Natural Resources on 03/14/2013.
Location	Party	
Atkins	D	
Positions		
Assembly: NR		

ENVIRONMENT	California Environmental Quality Act: Judicial Review	Next Hearing
AB 515	Bill Summary	Recent Activity
Author	Establishes a CEQA Compliance Division of the Superior Court in a county in which the Attorney General maintains an office. Provides the division with original jurisdiction over actions of proceedings brought pursuant to the CEQA and matters related to land use and environmental laws. Provides decisions of the division may be reviewed by way of a petition for an extraordinary writ. Provides the contents of a writ if a public agency is found to be in error and what action the agency must take to comply.	Introduced on 02/20/2013. To Assembly Committees on Natural Resource and Judiciary on 03/04/2013. Re-referred to Committees on Judiciary and Natural Resources on 03/11/2013. From Judiciary with author's amendments, read second time, re-referred to Judiciary on 03/11/2013. From Judiciary: Hearing canceled at the request of author on 04/23/2013.
Location	Party	
Dickinson	D	
Positions		
Assembly: NR, J		

ENVIRONMENT	California Environmental Quality Act	Next Hearing
AB 417	Bill Summary	Recent Activity
Author	Exempts from the California Environmental Quality Act a bicycle transportation plan for an urbanized area. Requires a local agency that determines that the bicycle transportation plan is exempt under this provision and approves or determines to carry out that project, to file notice of the determination with the county clerk.	Introduced on 02/15/2013. To Assembly Committee on Natural Resources on 03/11/2013. From Natural Resources: Do pass (7-1) to Appropriations on 04/01/2013. From Appropriations: Do pass (13-0) on 04/17/2013. From Assembly: Passed (70-2) to Senate on 04/25/2013. To Senate Committee on Environmental Quality on 05/09/2013.
Location	Party	
Frazier	D	
Positions		
Senate: EQ		
Positions		
SANBAG: Support		

ENVIRONMENT	California Environmental Quality Act: Notice	Next Hearing Suspense File
AB 380	Bill Summary	Recent Activity
Author	Amends the California Environmental Quality Act. Requires that notices regarding environmental impact reports filed by lead agencies need to be filed with the Office of Planning and Research and the county clerk and posted by that clerk for public review.	Introduced on 02/15/2013. To Assembly Committees on Natural Resources and Local Government on 02/28/2013. From Natural Resources: Do pass (6-2) to Local Government on 04/01/2013. From Local Government: Do pass (7-0) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/15/2013.
Location	Party	
Dickinson	D	
Positions		
Assembly		

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ENVIRONMENT	Environment: California Environmental Quality Act	Next Hearing A: 05/20/2013
SB 731	Bill Summary Relates to the state environmental quality act. Provides that aesthetic impacts of a residential, mixed-use residential, or employment center project within a transit priority area shall not be considered significant impacts on the environment. Requires guidelines for thresholds of significance and the transportation and parking impacts to be made available to the public. Requires preparation of environmental impact reports. Extends tolling agreements for judicial actions and mitigation measures.	Recent Activity Introduced on 02/22/2013. To Senate Committee on Rules on 03/11/2013. Author's amendments, re-referred to Rules on 04/23/2013. Re-referred to Environmental Quality on 04/25/2013. From Environmental Quality: Do pass (8-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/07/2013.
Author Steinberg	Party D	
Location Senate: A		
Positions SCAG: Work With Author RCTC: Work With Author SANBAG: Work With Author		

ENVIRONMENT	California Environmental Quality Act	Next Hearing
SB 167	Bill Summary Makes technical, nonsubstantive changes to provisions of the California Environmental Quality Act that requires a lead agency to prepare an environmental impact report on a project that it proposes to carry out that may have a significant effect on the environment.	Recent Activity Introduced on 02/04/2013. To Senate Committee on Rules on 02/14/2013.
Author Gaines	Party R	
Location Senate: R		
Positions		

ENVIRONMENT	Environment: Salton Sea: Dust Mitigation	Next Hearing Suspense File
AB 147	Bill Summary Requires the State Air Resources Board to evaluate and determine with the air quality planning completed by a joint powers authority is sufficient to mitigate the air quality impacts of the Quantification Settlement Agreement. Requires the state board, if it concludes that additional mitigation measures are needed, to submit recommendations to the authority. Authorizes moneys in the Salton Sea Restoration Fund to be expended by the state board for these purposes.	Recent Activity Introduced on 01/18/2013. To Assembly Committees on Water, Parks & Wildlife and Natural Resources on 01/31/2013. Author's amendments, re-referred to Water, Parks & Wildlife on 04/09/2013. From Water, Parks & Wildlife: Do pass (15-0) to Natural Resources on 04/16/2013. Author's amendments, re-referred to Natural Resources on 04/22/2013. From Natural Resources: Do pass (9-0) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.
Author Perez, V. M.	Party D	
Location Assembly		
Positions		

ENVIRONMENT	Environmental and Land-Use Court	Next Hearing Suspense File
SB 123	Bill Summary Requires the Judicial Council to direct the creation of an environmental and land-use division within the Superior Courts selected by the Council to process civil proceedings brought pursuant to the California Environmental Quality Act or in specified subject areas, including air quality, biological resources, climate change, hazards and hazardous materials, land use planning, and water quality. Increases the fees for environmental license plates with revenue for the environmental and land use court.	Recent Activity Introduced on 01/18/2013. To Senate Committee on Judiciary on 01/31/2013. Author's amendments, re-referred to Judiciary on 04/04/2013. From Judiciary: Do pass (4-3) to Appropriations on 04/16/2013. Amended, re-referred to Appropriations on 04/23/2013. Author's amendments, re-referred to Appropriations on 05/02/2013. From Appropriations: To Suspense File on 05/13/2013.
Author Corbett	Party D	
Location Senate		
Positions		

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

May 2013

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE)
Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
enate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC)
Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ENVIRONMENT	Renewable Energy: Salton Sea	Next Hearing
AB 148	Bill Summary Requires the Natural Resources Agency to establish a Salton Sea Renewable Energy and Biofuel Research and Development Program in the Salton Sea basin to meet high-priority economic and environmental goals by providing grants to facilitate research and the commercial development of renewable energy and biofuel resources.	Recent Activity Introduced on 01/18/2013. To Assembly Committees on Natural Resources and Water, Parks & Wildlife on 02/15/2013. From Natural Resources: Hearing canceled at the request of the author on 04/15/2013.
Author Perez, V.M.	Party D	
Location Assembly: NR, WPW		
Positions		
ENVIRONMENT	California Environmental Quality Act	Next Hearing Suspense File
SB 617	Bill Summary Amends various provisions of the California Environmental Quality Act. Requires that notices regarding environmental impact reports filed by lead agencies need to be filed with the Office of Planning and Research and the county clerk and posted by that clerk for public review. Provides additional duties regarding notices by the Office and the clerk. Requires a statement in the report regarding the placement of the project near natural hazards or adverse environment conditions. Repeals specified exemptions.	Recent Activity Introduced on 02/22/2013. To Senate Committee on Environmental Quality on 03/11/2013. Author's amendments, re-referred to Environmental Quality on 04/01/2013. From Environmental Quality: Hearing postponed by Committee on 04/04/2013. From Environmental Quality: Do pass (7-2) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/13/2013.
Author Evans	Party D	
Location Senate		
Positions		
ENVIRONMENT	CEQA	Next Hearing
SB 633	Bill Summary Amends the California Environmental Quality Act that requires the submission of a subsequent or supplemental environmental impact report when new information which was not known and could not have been known at the time of the original report was certified as complete, becomes available. Requires the new information that becomes available was not known and could not have been known by the lead agency or any responsible agency at the time the report was certified as complete. Relates to exemptions.	Recent Activity Introduced on 02/22/2013. To Senate Committee on Rules on 03/11/2013. Author's amendments, re-referred to Rules on 04/02/2013. Re-referred to Environmental Quality on 04/03/2013. Author's amendments, re-referred to Environmental Quality on 04/11/2013. From Environmental Quality: Do pass (8-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/06/2013.
Author Pavley	Party D	
Location Senate: A		
Positions		
ENVIRONMENT	California Environmental Quality Act	Next Hearing Third Reading File
AB 953	Bill Summary Amends the California Environmental Quality Act, which defines environment and significant effect on the environment for certain purposes. Revises those definitions. Requires a lead agency to include in an environmental assessment report, a detailed statement on any effects that may result in the locating a proposed project near natural hazards or adverse environmental conditions.	Recent Activity Introduced on 02/22/2013. To Assembly Committee on Natural Resources on 03/07/2013. From Natural Resources: Do pass (5-3) to Appropriations on 04/15/2013. From Appropriations: Do pass (11-5) on 05/08/2013.
Author Ammiano	Party D	
Location Assembly		
Positions		
ENVIRONMENT	Electric Generating Facilities: Emissions Offsets	Next Hearing
SB 389	Bill Summary Prohibits South Coast Air Quality Management District from charging a fee for the transfer of an emissions offset from the district's internal emissions offset account to offset any emissions increase from the replacement of electric utility steam boilers at electric generating facilities.	Recent Activity Introduced on 02/20/2013. To Senate Committee on Environmental Quality on 02/28/2013. From Environmental Quality: Failed passage (4-4), reconsideration granted on 04/17/2013. From Environmental Quality: Failed passage (4-5) on 05/01/2013. Returned to Secretary of the Senate on 05/09/2013.
Author Wright	Party D	
Location Senate		
Positions		

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

ENVIRONMENT:		CalConserve Water Use Efficiency Revolving Fund	Next Hearing Suspense File
WATER		Bill Summary	Recent Activity
AB 1349		Establishes the CalConserve Water Use Efficiency Revolving Fund for the purpose of water use efficiency projects. Requires moneys in the fund to be used for purposes that include, but are not limited to, at-or-below market interest rate loans.	Introduced on 02/22/2013. To Assembly Committee on Water, Parks & Wildlife on 03/14/2013. From Water, Parks & Wildlife: Do pass (14-0) to Appropriations on 04/16/2013. From Appropriations: To Suspense File on 05/08/2013.
Author	Party		
Gatto	D		
Location			
Assembly			
Positions			
ENVIRONMENT:		Safe, Clean, and Reliable Drinking Water Supply Act	Next Hearing
WATER		Bill Summary	Recent Activity
SB 40		Changes the name of the Safe, Clean, and Reliable Drinking Water Supply Act of 2012 to the Safe, Clean, and Reliable Drinking Water Supply Act of 2014. Declares the intent of the Legislature to amend the act for the purpose of reducing and potentially refocusing the bond.	Introduced on 12/10/2012. To Senate Committee on Rules on 01/10/2013. Amended by author, read second time, re-referred to Rules on 01/17/2013. Re-referred to Senate Committees on Natural Resources & Water and Rules on 01/31/3013.
Author	Party		
Pavley	D		
Location			
Senate: NRW R			
Positions			
FINANCE		Initiative Measures: Funding Source	Next Hearing Suspense File
SCA 6		Bill Summary	Recent Activity
Author		Proposes an amendment to the Constitution to prohibit an initiative measure that would result in a net increase in state or local government costs, from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs.	Introduced on 12/03/2012. To Senate Committee on Elections & Constitutional Amendments on 02/07/2013. From Elections & Constitutional Amendments: Be adopted (3-1) to Appropriations on 03/19/2013. From Appropriations: To Suspense File on 04/08/2013.
DeSaulnier	D		
Location			
Senate			
Positions			
FINANCE: TAX CREDIT		Community Development Investment Tax Credits	Next Hearing
AB 32		Bill Summary	Recent Activity
Author		Amends the Personal Income Tax Law and the Corporation Tax Law that provides a credit for a qualified investment made into a community development financial institution. Increases the limitation on the aggregate amount of qualified investments. Prohibits the total amount of investments to any one community development financial institution. Requires that the annual aggregate amount of qualified investments be reserved for investment amounts of less than or equal to a specified amount.	Introduced on 12/03/2012. To Assembly Committee on Revenue & Taxation on 01/14/2013. Author's amendments, re-referred to Revenue & Taxation on 03/04/2013. From Revenue & Taxation: To Suspense File on 04/01/2013. Author's amendments, re-referred to Revenue & Taxation on 04/17/2013. From Revenue & Taxation: Do pass (9-0) to Appropriations on 05/13/2013.
Perez, J.	D		
Location			
Assembly: A			
Positions			
FINANCE: TAX CREDIT		Income Taxes: Credits: Hiring Full-Time Employees	Next Hearing
AB 825		Bill Summary	Recent Activity
Author		The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws, including a credit for taxable years beginning on or after January 1, 2009, in the amount of \$3,000 for each qualified full-time employee hired by a qualified employer. Those laws define "qualified employer" as a taxpayer that employed 20 or fewer employees as of the last day of the preceding taxable year. This bill would, under both laws, for taxable years beginning on or after January 1, 2013, expand the definition of "qualified employer" to mean a taxpayer that employed 50 or fewer employees as of the last day of the preceding taxable year.	Introduced on 02/21/2013. To Assembly Committee on Revenue & Taxation on 03/04/2013. From Revenue & Taxation: To Suspense File on 04/15/2013. From Revenue & Taxation: Do pass (7-0) to Appropriations on 05/13/2013.
Medina	D		
Location			
Assembly: A			
Positions			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

FINANCE: TAX CREDIT Income and Corporation taxes: Credits: Information

Next Hearing

SB 365	Bill Summary
Author	Requires any bill that would authorize a personal income or corporation tax credit to contain specified goals and objectives that the tax credit will achieve, detailed performance indicators to measure whether the tax credit is meeting those objectives, and a requirement that the credit cease to be operative by a specified date.
Location	Party
Wolk	D
Positions	
Assembly: R&T	

Recent Activity
Introduced on 02/20/2013. To Senate Committee on Governance & Finance on 02/28/2013. From Governance & Finance: Do pass (5-2) on 04/10/2013. To Third Meeting on 04/11/2013. From Senate: Passed (22-11) to Assembly on 04/22/2013. To Assembly Committee on Revenue & Taxation on 05/09/2013.

FINANCE: TAX CREDIT Tax Credit Certificates for Exporters and Importers

Next Hearing

AB 886	Bill Summary
Author	Authorizes the State Transportation Financing Authority to award tax credit certificates to exporters and importers that demonstrate that they have increased their cargo tonnage or value through state ports and airports by specified amounts or have a net increase in qualified full-time employees hired in the state or have incurred capital costs for cargo facility in the state. Allows the credits under the Personal Income Tax and Corporation Tax laws. Authorizes fees to cover costs.
Location	Party
Allen, T.	R
Positions	
Assembly: A	

Recent Activity
Introduced on 02/22/2013. To Assembly Committees on Jobs, Economic Development & The Economy and Revenue & Taxation on 03/21/2013. Author's amendments, re-referred to Jobs, Economic Development & The Economy on 03/21/2013. From Jobs, Economic Development & The Economy: Do pass (8-0) to Revenue & Taxation on 04/09/2013. Amended, re-referred to Revenue & Taxation on 04/16/2013. From Revenue & Taxation: To Suspense File on 05/13/2013. From Revenue & Taxation: Do pass (7-0) to Appropriations on 05/13/2013.

FINANCE: TAX CREDIT Income Taxes: Hiring Credits: Investment Credits

Next Hearing

AB 305	Bill Summary
Author	Amends the Personal Income Tax and the Corporation Tax Law that provides a credit for each full-time employee hired by a qualified employer. Calculates the cut-off date for the hiring credit. Allows a credit, in modified conformity with a federal New Market Tax Credit, in a specified amount for investments in low-income communities.
Location	Party
Perez, V.	D
Positions	
Assembly: A	

Recent Activity
Introduced on 02/12/2013. To Assembly Committees on Revenue & Taxation and Jobs, Economic Development & The Economy on 02/28/2013. Re-referred to Jobs, Economic Development & The Economy and Revenue & Taxation on 03/04/2013. From Jobs, Economic Development & The Economy: Do pass (8-0) to Revenue & Taxation on 04/09/2013. Amended, re-referred to Revenue & Taxation on 04/16/2013. From Revenue & Taxation: Do pass (9-0) to Appropriations on 05/13/2013.

CA League: Support

FINANCE: TAX CREDIT Income Taxes: Credits: Film

Next Hearing

AB 3	Bill Summary
Author	The Personal Income Tax Law and the Corporation Tax Law authorize various credits against the taxes imposed by those laws, including a credit against those taxes attributable to the production of a qualified motion picture in California, or, where the qualified motion picture has relocated to California or is an independent film, as provided. This bill would state the intent of the Legislature to enact legislation to expand or continue the California Film and Television Tax Credit Program.
Location	Party
Bocanegra	D
Positions	
Assembly	

Recent Activity
Introduced on 12/03/2012.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

FINANCE: TAX CREDIT California Transportation Financing Authority

Next Hearing

SB 810

Author **Party**

Price **D**

Location

Senate: G&F

Positions

Bill Summary

Authorizes the Franchise Tax Board to award tax credit certificates to exporters and importers that demonstrate they have increased their cargo tonnage or value through state ports and airports by specified amounts or had a net increase in full-time employees. Amends the Personal Income Tax Law and the Corporation Income Tax Law. Allows a credit against the taxes imposed by those laws if a taxpayer receives a tax credit certificate.

Recent Activity

Introduced on 02/22/2013. To Senate Committees on Transportation & Housing and Governance & Finance on 03/11/2013. From Transportation & Housing: Hearing postponed by Committee on 04/15/2013. Author's amendments, re-referred to Transportation & Housing on 04/22/2013. Withdrawn from Transportation & Housing and Governance & Finance on 04/23/2013. Re-referred to Rules on 04/23/2013. Re-referred to Governance & Finance on 04/25/2013.

SCAG: Support

FINANCE: TAXING AUTHORITY

AB 431

Author **Party**

Mullin **D**

Location

Assembly: T

Positions

Transportation: Sustainable Communities: Funding

Bill Summary

Authorizes a transportation planning agency that is designated as a metropolitan planning organization to impose a transactions and use tax at a rate that is no more than a specified percentage, if certain requirements are met. Require a related ordinance to contain a specified expenditure plan to be spent on each of three categories of transportation, affordable housing, and parks and open space, with remaining net revenues to be spent to attain sustainable communities strategy.

Next Hearing

Recent Activity

Introduced on 02/15/2013. To Assembly Committees on Natural Resources and Local Government on 02/28/2013. Author's amendments, re-referred to Natural Resources on 03/05/2013. Re-referred to Rules on 03/11/2013. Re-referred to Local Government and Transportation on 03/21/2013. Author's amendments, re-referred to Local Government on 04/02/2013. From Local Government: Do pass (7-2) to Transportation on 04/10/2013. Amended, re-referred to Transportation on 04/15/2013.

OCTA: Oppose

GOVERNMENT

Sidewalk: Repairs

Next Hearing

AB 22

Author **Party**

Blumenfield **D**

Location

Assembly: LG

Positions

Bill Summary

Prohibits a city, county, or city and county that has an ordinance in operation that requires it to repair or reconstruct streets, sidewalks, or driveways that have been damaged as a result of tree growth from repealing the ordinance without the concurrence of the local electorate by majority vote.

Recent Activity

Introduced on 12/03/2012. To Assembly Committee on Local Government on 01/14/2013. From Local Government: Hearing canceled at the request of author on 04/10/2013.

GOVERNMENT: BROWN ACT

SB 751

Author **Party**

Yee **D**

Location

Senate

Positions

Meetings: Publication of Action Taken

Bill Summary

Amends the Ralph M. Brown Act that requires all meetings of the legislative body of a local agency to be open and public and prohibits that body from taking action by secret ballot, whether preliminary or final. Requires that the legislative body of a local agency to publicly report any action taken and the vote or abstention of that action of every member present.

Next Hearing A: 05/20/2013

Recent Activity

Introduced on 02/22/2013. To Senate Committee on Rules on 03/11/2013. Author's amendments, re-referred to Rules on 04/11/2013. Re-referred to Governance & Finance on 04/18/2013. From Governance & Finance: Do pass (7-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/02/2013. From Appropriations: To Suspense File on 05/13/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

<p>GOVERNMENT: MEETINGS</p> <p>AB 185</p> <p>Author Hernandez, R.</p> <p>Location Assembly: LG</p> <p>Positions</p>	<p>Open and Public Meetings: Televised Meetings</p> <p>Bill Summary Provides the time frame for destruction of an audio or video recording of an open and public meeting. Requires a local agency that collects a franchise fee from a state franchise holder that provides public, educational, and government access channels to televise the open and public meetings of its legislative body and planning commission, unless such is a financial hardship, then meetings would be broadcast via an audio-visual medium. Authorizes the use of franchise fees to implement such televising.</p> <p>Party D</p>	<p>Next Hearing LG: 05/01/2013</p> <p>Recent Activity Introduced on 01/28/2013. To Assembly Committee on Local Government on 02/07/2013. Author's amendments, re-referred to Local Government on 03/11/2013. Author's amendments, re-referred to Local Government on 04/02/2013. Author's amendments, re-referred to Local Government on 04/17/2013. Author's amendments, re-referred to Local Government on 04/23/2013.</p>
<p>INFRASTRUCTURE FINANCING</p> <p>AB 690</p> <p>Author Campos</p> <p>Location Assembly: LG, HCD</p> <p>Positions SCAG: Support</p>	<p>Jobs and Infrastructure Financing Districts</p> <p>Bill Summary Revises and recasts the provisions governing infrastructure financing districts. Provides for the creation of jobs and infrastructure financing districts without voter approval. Makes various conforming changes. Authorizes a public financing authority to enter into joint powers agreements with affected taxing entities with regard to nontaxing authority or powers only. Authorizes a district to implement hazardous cleanup under the Polanco Redevelopment Act.</p> <p>Party D</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/21/2013. To Assembly Committees on Local Government and Housing & Community Development on 03/11/2013. Author's amendments, re-referred to Local Government on 04/09/2013. From Local Government: Hearing postponed by Committee on 04/15/2013.</p>
<p>INFRASTRUCTURE FINANCING</p> <p>AB 701</p> <p>Author Perez, J.</p> <p>Location Senate: G&F</p> <p>Positions</p>	<p>California Infrastructure and Economic Development Bank</p> <p>Bill Summary Relates to the Infrastructure and Economic Development Bank and board of directors. Adds a Member of the Assembly and a Member of the Senate as advisory members of the board. Requires the bank to serve as the primary state agency for purposes of developing an application for any federal infrastructure bank or financing authority. Incorporates additional changes made by the Governor's Reorganization Plan No. 2 of 2012.</p> <p>Party D</p>	<p>Next Hearing G&F: 06/05/2013</p> <p>Recent Activity Introduced on 02/21/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 03/04/2013. From Jobs, Economic Development & The Economy: Do pass (6-2) to Appropriations on 04/09/2013. From Appropriations: Do pass (12-5) on 04/17/2013. From Assembly: Passed (54-24) to Senate on 04/22/2013. Awaiting committee assignment. To Senate Committees on Governance & Finance and Rules on 05/02/2013. Re-referred to Rules on 05/06/2013. Re-referred to Governance & Finance on 05/09/2013.</p>
<p>INFRASTRUCTURE FINANCING</p> <p>AB 294</p> <p>Author Holden</p> <p>Location Assembly</p> <p>Positions CA League: Support</p>	<p>Local-State Joint Investment Partnership Program</p> <p>Bill Summary Establishes a pilot program whereby certain local government entities, upon the approval and oversight of the Infrastructure and Economic Development Bank, are authorized to reallocate their annual payments of property tax revenue directed to the Educational Revenue Augmentation Fund to instead finance certain kinds of public works that further state policy. Requires each entity operating a project under the program and the bank to submit reports on program results.</p> <p>Party D</p>	<p>Next Hearing Suspense File</p> <p>Recent Activity Introduced on 02/11/2013. To Assembly Committee on Local Government on 02/28/2013. Author's amendments, re-referred to Local Government on 04/08/2013. Author's amendments, re-referred to Local Government on 04/23/2013. From Local Government: Do pass (8-0) to Appropriations on 05/01/2013. Amended, re-referred to Appropriations on 05/06/2013. From Appropriations: To Suspense File on 05/15/2013.</p>

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

INFRASTRUCTURE FINANCING AB 243 Author Dickinson Location Senate Positions	Local Government: Infrastructure Financing Districts Bill Summary Authorizes the creation of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases if special conditions are met. Authorizes a district to fund various projects, including watershed land used for the collection and treatment of water for urban uses, flood management, open space, habitat restoration and development purposes.	Next Hearing Recent Activity Introduced on 02/06/2013. To Assembly Committee on Local Government on 02/15/2013. From Local Government: Do pass (6-3) to Appropriations on 04/17/2013. From Appropriations: Do pass (12-5) on 05/01/2013. From Assembly: Passed (44-29) to Senate on 05/09/2013. Awaiting committee assignment.
INFRASTRUCTURE FINANCING SB 628 Author Beall Location Senate Positions	Infrastructure Financing: Transit Priority Projects Bill Summary Eliminates the requirement of voter approval for the adoption of an infrastructure financing plan, the creation of an infrastructure financing district, and the issuance of bonds with respect to a transit priority project. Requires a specified percentage of the revenue for increasing, improving, and preserving the supply of lower and moderate-income housing. Requires a low-income housing replacement ordinance. Requires projects to be consistent with the sustainable communities strategy.	Next Hearing Third Reading File Recent Activity Introduced on 02/22/2013. To Senate Committees on Governance & Finance and Transportation & Housing on 03/11/2013. Author's amendments, re-referred to Governance & Finance on 04/02/2013. Author's amendments, re-referred to Governance & Finance on 04/10/2013. From Governance & Finance: Do pass (5-2) to Transportation & Housing on 04/17/2013. From Transportation & Housing: Do pass (7-3) on 05/07/2013. Amended on 05/14/2013.
INFRASTRUCTURE FINANCING AB 229 Author Perez, J. Location Senate Positions	Infrastructure and Revitalization Financing Districts Bill Summary Authorizes the creation of an infrastructure and revitalization financing district and the issuance of debt with voter approval. Authorizes the creation of a district for up to 40 years and the issuance of debt with a final maturity date of up to 30 years. Authorizes a district to finance projects in redevelopment project areas and former redevelopment project areas and former military bases.	Next Hearing Recent Activity Introduced on 02/04/2013. To Assembly Committee on Local Government on 02/15/2013. Author's amendments, re-referred to Local Government on 04/08/2013. From Local Government: Do pass (8-1) to Appropriations on 04/17/2013. From Appropriations: Do pass (16-1) on 05/01/2013. From Assembly: Passed (71-3) to Senate on 05/09/2013. Awaiting committee assignment.
INFRASTRUCTURE FINANCING AB 164 Author Wieckowski Location Senate Positions	Infrastructure Financing Bill Summary Requires a lease agreement between a governmental agency undertaking an infrastructure project and a private entity to include performance bonds as security to ensure the completion of the construction of the facility and payment bonds to secure the payment of claims of laborers, mechanics, and materialmen employed on the work under contract.	Next Hearing Recent Activity Introduced on 01/23/2013. To Assembly Committee on Local Government on 01/31/2013. From Local Government: Do pass (9-0) on 05/01/2013. From Assembly: Passed to Senate on 05/16/2013. Awaiting committee assignment.
INFRASTRUCTURE FINANCING AB 662 Author Atkins Location Senate: G&F Positions	Local Government: Infrastructure Financing Districts Bill Summary Amends existing law that authorizes the creation of infrastructure financing districts and prohibits such district from including any portion of a redevelopment project area. Deletes that prohibition on infrastructure financing districts including any portion of a redevelopment project area.	Next Hearing G&F: 06/05/2013 Recent Activity Introduced on 02/21/2013. To Assembly Committee on Local Government on 03/04/2013. From Local Government: Do pass (9-0) to Consent Calendar on 04/17/2013. From Assembly: Passed (76-0) to Senate on 04/25/2013. To Senate Committee on Governance & Finance on 05/09/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

INFRASTRUCTURE FINANCING	Energy Management Plans for Harbor and Port Districts	Next Hearing
AB 628	Bill Summary Authorizes the Infrastructure Development Bank to fund projects to promote economic development in harbor and port districts that are developed pursuant to an energy management plan. Requires the bank to consider appropriate action that it may take to facilitate financing projects. Requires a harbor or port district to prepare an energy management plan to reduce air emissions and promote economic development through the addition of new businesses and the retention of existing	Recent Activity Introduced on 02/20/2013. To Assembly Committees on Natural Resources and Utilities & Commerce on 03/04/2013. Author's amendments, re-referred to Natural Resources on 04/01/2013. From Utilities & Commerce: Do pass (14-0) to Jobs, Economic Development & The Economy on 04/22/2013. Author's amendments, re-referred to Jobs, Economic Development & The Economy on 04/24/2013. From Jobs, Economic Development & The Economy: Do pass (9-0) to Appropriations on 04/30/2013. Amended, re-referred to Appropriations on 05/08/2013.
Author Gorell Location Assembly: A Positions	Party R	
INFRASTRUCTURE FINANCING	Infrastructure Financing Districts: Voter Approval	Next Hearing
SB 33	Bill Summary Revises provisions governing infrastructure financing districts. Eliminates the requirement of voter approval for creation of the district and for bond issuance, and authorizes the legislative body to create the district subject to specified procedures. Authorizes the creation of such district subject to specified procedures. Authorizes a district to finance specified actions and project. Prohibits the district from providing financial assistance to a vehicle dealer or big box retailer.	Recent Activity Introduced on 12/03/2012. To Senate Committee on Governance & Finance on 01/10/2013. Author's amendments, re-referred to Governance & Finance on 03/06/2013. From Governance & Finance: Do pass (4-1) to Appropriations on 03/13/2013. From Appropriations: To Second Reading without further hearing on 04/08/2013. To Third Reading on 04/09/2013. From Senate: Passed (24-13) to Assembly on 04/11/2013. Awaiting committee assignment.
Author Wolk Location Assembly Positions	Party D	
CA League: Support		
INFRASTRUCTURE FINANCING	Infrastructure and Economic Development Bank	Next Hearing Suspense File
AB 1272	Bill Summary Revises the definition of economic development facilities to include facilities that are used to provide goods movement and would define goods movement-related infrastructure. Revises the definition of port facilities to specifically reference airports, landports, waterports, and railports. The bill would authorize the bank to join or formally participate in regional, state, national, or international organizations related to infrastructure financing.	Recent Activity Introduced on 02/22/2013. To Assembly Committee on Jobs, Economic Development & The Economy on 03/11/2013. From Jobs, Economic Development & The Economy: Do pass (8-0) to Appropriations on 04/09/2013. From Appropriations: To Suspense File on 04/17/2013.
Author Medina Location Assembly Positions	Party D	
LEGISLATIVE PROCEDURE	Legislative Procedure	Next Hearing
SCA 10	Bill Summary Authorizes a committee to hear or act on a bill if the bill, in the form to be considered by the committee, has been in print and published on the Internet for at least 15 days. Prohibits either house of the Legislature from passing a bill until the bill, in the form to be voted on, has been made available to the public, in print and published on the Internet, for at least 72 hours preceding the vote.	Recent Activity Introduced on 01/22/2013. To Senate Committee on Rules on 01/31/2013.
Author Huff Location Senate: R Positions	Party R	
CA League: Support		

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

PLANNING		Land Use and Planning: Cause of Actions: Time Limits	Next Hearing Third Reading File
AB 325		Bill Summary Authorizes notice for an action or proceeding against local zoning and planning decisions of a legislative body to be filed any time within 3 years after a specified action pursuant to existing law.	Recent Activity Introduced on 02/13/2013. To Assembly Committees on Housing & Community Development and Local Government on 02/28/2013. From Housing & Community Development: No heard on 04/03/2013. From Housing & Community Development: Do pass (5-2) to Local Government on 05/01/2013. From Local Government: Do pass (5-3) on 05/08/2013.
Author	Party		
Alejo	D		
Location			
Assembly			
Positions			
CA League: Oppose			
PLANNING		Sustainable Communities	Next Hearing Suspense File
AB 453		Bill Summary Amends existing law establishing the Strategic Growth Council to manage and award grants and loans to a council of governments, metropolitan planning organizations, regional transportation planning agencies, city, county, or joint powers authorities for the purpose of developing, adopting and implementing a regional plan or other planning instrument to support the planning and development of sustainable communities. Makes a local agency formation commission eligible for the award of financial assistance.	Recent Activity Introduced on 02/19/2013. To Assembly Committee on Local Government 02/28/2013. From Local Government: Do pass (8-1) to Appropriations on 04/03/2013. From Appropriations: To Suspense File on 04/17/2013.
Author	Party		
Mullin	D		
Location			
Assembly			
Positions			
PLANNING		Land Use: Zoning Regulations	Next Hearing Third Reading File
AB 1229		Bill Summary Authorizes the legislative body of any city or county to adopt ordinances to establish, as a condition of development, inclusionary housing requirement.	Recent Activity Introduced on 02/22/2013. To Assembly Committees on Housing & Community Development and Local Government on 03/07/2013. From Housing & Community Development: Do pass (5-2) to Local Government on 05/01/2013. From Local Government: Do pass (6-1) on 05/08/2013.
Author	Party		
Atkins	D		
Location			
Assembly			
Positions			
CA League: Support			
PLANNING		Land Use: Development Project Review	Next Hearing Third Reading File
SB 673		Bill Summary Requires a city, county, or city and county, including a charter city or charter city and county, prior to approving or disapproving a proposed development project to cause a cost benefit analysis to be prepared, which would be paid for by the project applicant.	Recent Activity Introduced on 02/22/2013. To Senate Committee on Governance & Finance on 03/11/2013. Author's amendments, re-referred to Governance & Finance on 04/15/2013. From Governance & Finance: Do pass (4-2) to Appropriations on 04/24/2013. From Appropriations: To Second Reading without further hearing on 05/06/2013.
Author	Party		
DeSaulnier	D		
Location			
Senate			
Positions			
CA League: Oppose			
PLANNING		Infrastructure Plan: State Planning and Funding	Next Hearing
AB 716		Bill Summary Amends the Infrastructure Planning Act which requires the Governor to submit annually to the Legislature, in conjunction with the Governor's budget, a proposed infrastructure plan. Requires the plan to set out priorities for coordination of investment. Expands the definition of infrastructure to include housing. Requires the Strategic Growth Council to hold a public hearing and to submit its comments on the plan to the Legislature prior to submission of the plan by the Governor. Requires specified planning.	Recent Activity Introduced on 02/21/2013. To Assembly Committees on Housing & Community Development and Budget on 03/04/2013. Author's amendments, re-referred to Housing & Community Development on 04/02/2013. From Housing & Community Development: Do pass (5-2) to Budget on 04/17/2013. From Budget: Not heard on 05/02/2013. From Budget: Do pass (16-9) on 05/09/2013. From Assembly: Passed to Senate on 05/16/2013. Awaiting committee assignment
Author	Party		
Quirk-Silva	D		
Location			
Senate			
Positions			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

<p>PLANNING</p> <p>AB 667</p> <p>Author Hernandez, R.</p> <p>Location Assembly: A</p> <p>Positions CA League: Oppose</p>	<p>Land Use: Development Project Review: Superstores</p> <p>Bill Summary Requires a city, county, or city and county, including a charter city, prior to approving or disapproving a proposed development project that would permit the construction of a superstore retailer, to cause an economic impact report to be prepared, to be paid for by the project applicant, to assess the effect such superstore will have on economic assistance areas, retail operations and employment in the same market area.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/21/2013. To Assembly Committee on Local Government on 03/19/2013. Author's amendments, re-referred to Local Government on 03/19/2013. From Local Government: Do pass (5-4) to Appropriations on 05/01/2013.</p>
<p>PLANNING</p> <p>AB 1179</p> <p>Author Bocanegra</p> <p>Location Assembly: LG</p> <p>Positions</p>	<p>Regional Transport: Sustained Communities: Schools</p> <p>Bill Summary Relates to transportation planning for the reduction of greenhouse gas emissions from automobiles and light trucks in the region. Requires reporting of how the sustainable communities strategy may impact school enrollments and capacities and the need for new schoolsites or expansion or modernization of existing schoolsites. Provides for membership of the Strategic Growth Council.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/22/2013. To Assembly Committee on Local Government on 03/14/2013. Author's amendments, re-referred to Local Government on 03/21/2013. From Local Government: Hearing postponed on 04/10/2013.</p>
<p>PLANNING: HOUSING ELEMENT</p> <p>AB 745</p> <p>Author Levine</p> <p>Location Assembly: HCD, LG</p> <p>Positions</p>	<p>Land Use: Housing Element</p> <p>Bill Summary Amends the Planning and Zoning Law. Authorizes a city or county to request the appropriate council of governments to adjust a density to be deemed appropriate if it is inconsistent with city's or county's existing density.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/21/2013. To Assembly Committees on Housing & Community Development and Local Government on 03/04/2013.</p>
<p>PROPOSITION 39 IMPLEMENTATION</p> <p>SB 64</p> <p>Author Corbett</p> <p>Location Senate</p> <p>Positions</p> <p>CA League: Support</p>	<p>Proposition 39: Implementation</p> <p>Bill Summary Requires the State Energy Resources Conservation and Development Commission to develop and administer programs, consistent with the State Clean Energy Jobs Act, to provide financial assistance to school districts, cities and counties to install energy efficiency or clean energy technology in schools and municipal facilities. Appropriates funds from the Clean Energy Job Creation Fund. Relates to clean energy to offset a facility's electrical requirements. Relates to the state's loading order.</p>	<p>Next Hearing Suspense File</p> <p>Recent Activity Introduced on 01/10/2013. To Senate Committee on Rules on 01/24/2013. Author's amendments, re-referred to Rules on 04/01/2013. Re-referred to Energy, Utilities & Communications on 04/03/2013. Author's amendments, re-referred to Energy, Utilities & Communications on 04/09/2013. From Energy, Utilities & Communications: Do pass (8-2) to Appropriations on 04/16/2013. Amended, re-referred to Appropriations on 04/23/2013. From Appropriations: Not heard in committee on 05/06/2013. From Appropriations: To Suspense File on 05/13/2013.</p>

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)

Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

PROPOSITION 39 IMPLEMENTATION AB 39 Author Skinner Location Assembly Positions	Proposition 39: Implementation Bill Summary Requires the State Energy Resources Conservation and Development Commission to administer grants, loans, or other financial assistance to an eligible institution that provides instruction in kindergarten or grades 1 to 12, inclusive, or a community college for the purposes of eligible projects that create jobs by reducing energy demand and consumption by eligible institutions. Provides the percentage of funds in the Job Creation Fund to be used for such grants and the remainder for specified projects.	Next Hearing Suspense File Recent Activity Introduced on 12/03/2012. To Assembly Committee on Natural Resources on 01/14/2013. Author's amendments, re-referred to Natural Resources on 02/27/2013. Author's amendments, re-referred to Natural Resources on 04/09/2013. From Natural Resources: Do pass (9-0) to Utilities & Commerce on 04/15/2013. Author's amendments, re-referred to Utilities & Commerce on 04/24/2013. From Utilities & Commerce: Do pass (15-0) to Appropriations on 04/29/2013. Amended, re-referred to Appropriations on 05/08/2013. From Appropriations: To Suspense File on 05/15/2013.
PROPOSITION 39 IMPLEMENTATION SB 39 Author De León Location Senate: A Positions	Energy: School Facilities: Energy Efficiency Projects Bill Summary Enacts the Clean Energy Employment and Student Advancement Act of 2013. Establishes a school district assistance program to distribute grants for energy efficiency upgrades pursuant to the State Clean Energy Jobs Act. Requires the Office of Public School Construction to award a school district grants for energy efficiency upgrade projects, and to develop a methodology to give priority points to applications meeting specified criteria.	Next Hearing A: 05/20/2013 Recent Activity Introduced on 12/05/2012. To Senate Committees on Education and Energy, Utilities & Communications. Author's amendments, re-referred to Education on 03/21/2013. From Education: Do pass (8-0) to Energy, Utilities & Communications on 04/17/2013. Amended, re-referred to Energy, Utilities & Communications on 04/24/2013. From Energy, Utilities & Communications: Do pass (11-0) to Appropriations on 04/30/2013. Amended, re-referred to Appropriations on 05/07/2013.
PROPOSITION 39 IMPLEMENTATION AB 114 Author Salas Location Assembly Positions	Proposition 39: Implementation: Workforce Development Bill Summary Requires the Labor and Workforce Development Agency to develop and implement the Clean Energy Jobs and Workforce Development Program to award grants for projects to provide job training on energy efficiency and clean energy projects that are located in economically disadvantaged communities. Requires a review and evaluation of the program and to develop improvement solutions. Provides for a specified percentage of the Clean Energy Job Creation Fund be made available for purposes of providing grants.	Next Hearing Suspense File Recent Activity Introduced on 01/14/2013. To Assembly Committees on Natural Resources and Utilities & Commerce on 02/28/2013. Author's amendments, re-referred to Natural Resources on 04/09/2013. From Natural Resources: Do pass (6-0) to Utilities & Commerce on 04/15/2013. Amended, re-referred to Utilities & Commerce on 04/23/2013. From Utilities & Commerce: Do pass (14-0) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/15/2013.
REDEVELOPMENT AB 981 Author Bloom Location Assembly Positions	Redevelopment Dissolution Bill Summary Relates to existing law that provides for the transfer of housing assets and functions previously performed by a dissolved redevelopment agency to one of several specified public entities. Authorizes that entity to designate the use of, and commit, indebtedness obligation proceeds that were issued prior to June 28, 2011.	Next Hearing Suspense File Recent Activity Introduced on 02/22/2013. To Assembly Committees on Local Government and Housing & Community Development on 03/07/2013. From Local Government: Do pass (9-0) to Housing & Community Development on 04/24/2013. From Housing & Community Development: Do pass (7-0) to Appropriations on 05/01/2013. From Appropriations: To Suspense File on 05/15/2013.

League: Watch

League: Watch

CA League: Support

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION	State Rail Plan: High-Speed Rail Authority	Next Hearing Third Reading File
AB 528 Author Lowenthal, B. Location Assembly Positions	Bill Summary Revises and recasts certain items required to be in the elements of the State Rail Plan and the business plan. Eliminates the current timeframe for the plan. Changes the date by which the High-Speed Rail Authority is required to prepare, publish, adopt, and submit the business plan to the Legislature. Repeals provisions regarding the identification of specified areas or conditions, and costs of specified types of service improvements needed.	Recent Activity Introduced on 02/20/2013. To Assembly Committee on Transportation on 03/19/2013. Author's amendments, re-referred to Transportation on 03/19/2013. Author's amendments, re-referred to Transportation on 04/16/2013. From Transportation: Do pass (14-2) to Appropriations on 04/22/2013. Amended, re-referred to Appropriations on 04/25/2013. From Appropriations: Do pass (13-4) on 05/08/2013.
TRANSPORTATION	State Highway Route 86: Relinquishment	Next Hearing
AB 62 Author Hueso Location Assembly: T Positions	Bill Summary Authorizes the State Transportation Commission to relinquish to the Cities of Brawley, El Centro, and Imperial and the County of Imperial specified portions of State Highway Route 86 under certain conditions. This bill would also redesignate a specified portion of State Highway Route 86 as a part of State Highway Route 78 following relinquishment. This bill would also state the intent of the Legislature that State Highway Route 86 should remain as a future state highway along a new, specified route.	Recent Activity Introduced on 01/07/2013. To Assembly Committee on Transportation on 01/18/2013.
TRANSPORTATION	Gold Coast Transit District	Next Hearing
AB 664 Author Williams Location Senate Positions	Bill Summary Creates the Gold Coast Transit District in the County of Ventura; provides the jurisdiction of the district would initially include the cities of Oxnard, Ventura, Port Hueneme, and Ojai and the unincorporated areas of the county. Authorizes other cities in the county to subsequently join the district. Authorizes the district to seek voter approval of tax measures and to issue revenue bonds. Authorizes the transfer of the assets from Gold Coast Transit to the district.	Recent Activity Introduced on 02/21/2013. To Assembly Committees on Transportation and Local Government on 03/04/2013. Author's amendments, re-referred to Transportation on 03/21/2013. From Transportation: Do pass (16-0) to Local Government on 04/08/2013. Amended, re-referred to Local Government on 04/10/2013. Author's amendments, re-referred to Local Government on 04/19/2013. From Local Government: Do pass (9-0) to Appropriations on 04/24/2013. From Appropriations: Do pass (17-0), to Consent Calendar on 05/08/2013. From Assembly: Passed to Senate on 05/16/2013. Awaiting committee assignment.
VCTC: Support		
TRANSPORTATION	Safe Routes to School Program	Next Hearing Suspense File
AB 1194 Author Ammiano Location Assembly Positions	Bill Summary Requires the Safe Routes to School Program to be funded by budget appropriations for grants by the Department of Transportation to local government agencies for construction and noninfrastructure activities. Provides for activities to encourage walking and bicycling to school, public awareness campaigns, outreach to press and community leaders, traffic education and enforcement in the vicinity of schools, student sessions on bicycle and pedestrian safety, funding for training and volunteers.	Recent Activity Introduced on 02/22/2013. To Assembly Committee on Transportation on 03/07/2013. Author's amendments, re-referred to Transportation on 04/01/2013. From Transportation: Do pass (12-0) to Appropriations on 04/15/2013. From Appropriations: To Suspense File on 05/01/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION		Transportation Planning	Next Hearing Suspense File
AB 1290		Bill Summary Provides for 2 additional voting members of the California Transportation Commission to be appointed by the Legislature. Provides for the Secretary of the Transportation Agency, the Chairperson of the State Air Resources Board, and the Director of Housing and Community Development to serve as ex officio members without a vote. This bill would provide that the commission's Committee on Planning is also responsible for monitoring outcomes from land development and transportation investments in accordance with the sustainable communities strategy required to be adopted by transportation planning agencies as part of the regional transportation plan. This bill would require the annual report to include a summary of the commission's assessment of progress around the state toward state objectives of greenhouse gas emission reductions, from patterns of ongoing land developments and transportation investments. This bill would require the Strategic Growth Council to identify activities, programs, and local assistance funding of its member agencies that have a significant effect on the implementation of sustainable communities strategies. The bill would require each member agency to be notified of those matters, and would require each member agency to report annually to the California Transportation Commission on steps that it has taken to ensure that its policies, activities, programs, and local assistance funding help attain greenhouse gas emission reduction targets, among other things.	Recent Activity Introduced on 02/22/2013. To Assembly Committee on Transportation on 03/11/2013. Author's amendments, re-referred to Transportation on 04/23/2013. From Transportation: Do pass (11-4) to Appropriations on 04/29/2013. From Appropriations: To Suspense File on 05/01/2013.
Author	Party		
Perez, J.	D		
Location			
Assembly			
Positions			
TRANSPORTATION		State Highway Route 74	Next Hearing
SB 337		Bill Summary Relinquishes to the City of Hemet that portion of State Highway Route 74 located within its city limits or sphere of influence under specified conditions.	Recent Activity Introduced on 02/20/2013. To Senate Committee on Transportation & Housing on 02/28/2013.
Author	Party		
Emmerson	R		
Location			
Senate: T&H			
Positions			
TRANSPORTATION		California Transportation Commission: Guidelines	Next Hearing
SB 110		Bill Summary Establishes specified procedures that the Transportation Commission would be required to utilize when it adopts guidelines relative to its programming and allocation policies. Exempts the adoption of those guidelines from the requirements of the Administrative Procedure Act.	Recent Activity Introduced on 01/14/2013. To Senate Committee on Transportation & Housing on 01/24/2013. From Transportation & Housing: Do pass (11-0) to Appropriations on 04/02/2013. From Appropriations: Do pass (7-0) on 04/15/2013. To Special Consent Calendar on 04/17/2013. From Senate: Passed (38-0) to Assembly on 04/22/2013. To Assembly Committees on Transportation and Accountability & Administrative Review on 05/09/2013.
Author	Party		
Steinberg	D		
Location			
Assembly: T, AAR			
Positions			
TRANSPORTATION		High-Speed Rail	Next Hearing Second Reading File
AB 481		Bill Summary Enacts exceptions and authorizations relative to real property obtained for high-speed rail purposes by the High-Speed Rail Authority. Enacts new provisions governing acquisition or disposal of right-of-way property by the authority. Requires payments for leases or other conveyances of property controlled by the authority to be deposited in the High-Speed Rail Property Fund created by the bill, and would provide that the funds shall be available to the authority upon appropriation for specified purposes.	Recent Activity Introduced on 02/19/2013. To Assembly Committees on Transportation and Accountability & Administrative Review on 02/28/2013. Author's amendments, re-referred to Transportation on 04/01/2013. From Transportation: Do pass (11-5) to Accountability & Administrative Review on 04/08/2013. From Accountability & Administrative Review: Do pass (9-2) to Appropriations on 05/01/2013. From Appropriations: Do pass (12-5) on 05/15/2013.
Author	Party		
Lowenthal, B.	D		
Location			
Assembly			
Positions			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION	Local Transportation Funds: Ventura County	Next Hearing Special Consent Calendar
SB 203	Bill Summary Relates to existing law requiring the expenditure of local transportation funds by specified local governments to be apportioned to urbanized areas of those counties for allocation for public transit purposes and not for street and road purposes. Repeals the provisions specifically relating to Ventura County and the expenditure of local transportation funds there. Requires the county transportation commission to submit an annual report on transit service in the county.	Recent Activity Introduced on 02/07/2013. To Senate Committee on Transportation & Housing on 02/21/2013. From Transportation & Housing: Do pass (11-0) on 04/23/2013. To Third Reading on 04/30/2013. Re-referred to Appropriations on 05/01/2013. From Appropriations: To Second Reading without further hearing on 05/13/2013. To Special Consent Calendar on 05/15/2013.
Author Pavley Location Senate Positions VCTC: Support	Party D	
TRANSPORTATION	Public Transit	Next Hearing Third Reading File
SB 142	Bill Summary Repeals existing law providing for creation of one or more special benefit districts within a transit or rapid transit district regarding issuance of bonds to be repaid through special assessments levied on property within the special benefit district. Amends district areas. Enacts provisions authorizing a transit district, municipal operator, other other public agency operating or contracting for the operation of transit, commuter rail, or intercity rail service to create one or more special districts.	Recent Activity Introduced on 01/30/2013. To Senate Committee on Governance & Finance on 02/07/2013. Author's amendments, re-referred to Governance & Finance on 04/01/2013. From Governance & Finance: Do pass (5-2) to Appropriations on 04/17/2013. Amended, re-referred to Appropriations on 04/23/2013. From Appropriations: To Second Reading without further hearing on 05/06/2013.
Author DeSaulnier Location Senate Positions	Party D	
TRANSPORTATION	High-Speed Rail	Next Hearing
SB 557	Bill Summary Relates to existing law that appropriates specified funds from the High Speed Passenger Train Bond Fund and from federal funds for high-speed rail and connecting rail projects. Adds detail to provisions governing the expenditure of certain of those appropriated funds. Specifies that of the moneys appropriated for early high-speed rail improvement projects in the Budget Act of 2012, a specified amount shall be allocated solely for purposes of specified memoranda of understanding.	Recent Activity Introduced on 02/22/2013. To Senate Committee on Transportation & Housing on 03/11/2013. From Transportation & Housing: Moved to future hearing on 04/23/2013. From Transportation & Housing: Do ass (9-1) to Appropriations on 04/30/2013. Amended, re-referred to Appropriations on 05/02/2013.
Author Hill Location Senate: A Positions	Party D	
TRANSPORTATION	State Freight Plan	Next Hearing Suspense File
AB 14	Bill Summary Requires the Transportation Agency to prepare a state freight plan with specified elements to govern the immediate and long-range planning activities and capital investments of the state with respect to the movement of freight. Requires the agency to establish a freight advisory committee.	Recent Activity Introduced on 12/03/2012. To Assembly Committee on Transportation on 01/14/2013. From TRANSPORTATION: Do pass (13-2) to Appropriations on 04/29/2013. Amended, re-referred to Appropriations on 05/06/2013. From Appropriations: To Suspense File on 05/15/2013.
Author Lowenthal, B. Location Assembly Positions SCAG: Support in Concept RCTC: Support SANBAG: Support in Concept	Party D	

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION		Vehicles: Registration Fee	Next Hearing LG: 05/01/2013
AB 1002		Bill Summary Imposes, in addition to any other taxes and fees specified in the Vehicle Code and the Revenue and Taxation Code, a tax to be paid at the time of registration or renewal of registration of every vehicle subject to registration under the Vehicle Code in a county that is in a metropolitan planning organization required to prepare a sustainable communities strategy as part of its transportation plan, with the deposit of all such tax moneys in the Sustainable Communities Strategy Subaccount.	Recent Activity Introduced on 02/22/2013. To Assembly Committees on Transportation and Local Government on 03/07/2013. Author's amendments, re-referred to Transportation on 03/12/2013. Author's amendments, re-referred to Transportation on 04/16/2013. From Transportation: Do pass (9-6) to Local Government on 04/22/2013. Author's amendments, re-referred to Local Government on 04/23/2013.
Author	Party		
Bloom	D		
Location			
Assembly: LG			
Positions			
TRANSPORTATION		Public Entity Liability: Bicycles	Next Hearing
AB 738		Bill Summary Provides that a public entity or an employee of a public entity acting within his or her official capacity is not liable for an injury caused to a person riding a bicycle while traveling on a roadway, if the public entity has provided a bike lane on that roadway.	Recent Activity Introduced on 02/21/2013. To Assembly Committees on Judiciary and Local Government on 03/07/2013. From Judiciary: Hearing canceled at the request of the author on 04/23/2013.
Author	Party		
Harkey	R		
Location			
Assembly: A			
Positions			
TRANSPORTATION FUNDING		Federal Transportation Funds	Next Hearing
AB 466		Bill Summary Requires the Department of Transportation to allocate federal transportation funds to regional agencies under the federal Congestion Mitigation and Air Quality Improvement Program based on a weighted formula that considers population and pollution in a given area.	Recent Activity Introduced on 02/19/2013. To Assembly Committee on Transportation on 03/14/2013. Author's amendments, re-referred to Transportation on 03/14/2013. From Transportation: Do pass (16-0) to Appropriations on 04/15/2013. From Appropriations: Do pass (17-0) to Consent Calendar on 05/01/2013. From Assembly: Passed (75-0) to Senate on 05/09/2013. Awaiting committee assignment.
Author	Party		
Quirk-Silva	D		
Location			
Senate			
Positions			
TRANSPORTATION: BIKE RACKS		Vehicles: Length Limitations: Buses: Bicycle Devices	Next Hearing
AB 206		Bill Summary Authorizes the Sacramento Regional Transit District to install folding devices attached to the front of its buses that are designed and used exclusively for transporting bicycles if the use of the device meets certain requirements, including, but not limited to, that the device does not extend more than 40 inches from the front of the bus when fully deployed, and that the handlebars of the bicycles being transported do not extend more than 46 inches from the front of the bus. Establishes a route review committee prior to the installation of the initial folding device on a bus and requires the committee to perform an initial review of the routes.	Recent Activity Introduced on 01/30/2013. To Assembly Committee on Transportation on 02/07/2013. Author's amendments, re-referred to Transportation on 04/01/2013. From Transportation: Do pass (16-0) on 04/08/2013. From Assembly: Passed (76-0) to Senate on 04/15/2013. Awaiting committee assignment. To Senate Committee on Transportation & Housing on 04/25/2013.
Author	Party		
Dickinson	D		
Location			
Senate: T&H			
Positions			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION: FARE COLLECTION AB 179 Author Bocanegra Location Assembly Positions OCTA: Oppose Unless Amended RCTC: Oppose	Electronic Transit Fare Collection Systems Bill Summary Amends existing law that prohibits a transportation agency from selling or providing personally identifiable information to a person through the person's participation in an electronic toll collection system or use of a toll facility that uses such system and requires the discarding of such information within a specified time period. Makes these and other provisions applicable to an agency that uses such system for payment of transit fares.	Next Hearing Third Reading File Recent Activity Introduced on 01/24/2013. To Assembly Committee on Transportation on 01/31/2013. From Transportation: Do pass (16-0) to Judiciary on 04/22/2013. Amended, re-referred to Judiciary on 04/24/2013. Re-referred to Appropriations on 04/25/2013. From Appropriations: Do pass (16-0) on 05/08/2013.
TRANSPORTATION: HOV AB 405 Author Gatto Location Assembly Positions	High-Occupancy Vehicle Lanes: County of Los Angeles Bill Summary Prohibits the establishment of any high-occupancy land on specified state highway routes in the County of Los Angeles, unless the lane is established as such land only during the hours of heavy commuter traffic. Requires any such lane to be modified to conform to those requirements. Authorizes the Department of Transportation to reinstate 24-hour high-occupancy vehicle lanes on the specified portions of these routes if the department makes a specified determination. Requires a related report.	Next Hearing Recent Activity Introduced on 02/15/2013. To Assembly Committee on Transportation on 02/28/2013. Aurhot's amendments, re-referred to Transportation on 03/14/2013, again on 04/01/2013. From Transportation: Do pass (15-1) to Appropriations on 04/08/2013. Amended, re-referred to Appropriations on 04/10/2013. Author's amendments, re-referred to Appropriations on 04/18/2013. From Appropriations: To Suspense File on 05/08/2013.
TRANSPORTATION: HOV LANES SB 286 Author Yee Location Assembly Positions SANBAG: Oppose	Vehicles: High-Occupancy Vehicle Lanes Bill Summary Extends the operation of existing law that authorizes the Department of Transportation to designate certain lanes for the exclusive use of high-occupancy vehicles, which lanes may also be used by certain low-emission or alternative fuel vehicles not carrying the requisite number of passengers otherwise required for the use of an HOV lane. Permits the department to issue a valid identifier to a vehicle that meets the state's transitional zero emission standard.	Next Hearing Recent Activity Introduced on 02/14/2013. To Senate Committee on Transportation & Housing on 02/28/2013. Author's amendments, re-referred to Transportation & Housing on 03/18/2013. From Transportation & Housing: Do pass (11-0) to Appropriations on 04/02/2013. From Appropriations: To Second Reading without further hearing on 04/15/2013. From Senate: Passed (34-0) to Assembly on 04/25/2013. Awaiting committee assignment.
TRANSPORTATION: HOV LANES AB 266 Author Blumenfield Location Assembly Positions OCTA: Oppose RCTC: Oppose SANBAG: Oppose	Vehicles: High-Occupancy Vehicle Lanes Bill Summary Extends the operation of existing law that authorizes the Department of Transportation to designate certain lanes for the exclusive use of high-occupancy vehicles, which lanes may also be used by certain low-emission or alternative fuel vehicles not carrying the requisite number of passengers otherwise required for the use of an HOV lane for certain low-emission vehicles, and extends those provisions for other specified low-emission vehicles or, in either case, until a specified notice is received.	Next Hearing Third Reading File Recent Activity Introduced on 02/07/2013. To Assembly Committee on Transportation on 02/21/2013. Author's amendments, re-referred to Transportation on 04/09/2013. From Transportation: Do pass (12-3) to Appropriations on 04/15/2013. From Appropriations: Do pass (13-4) on 05/01/2013.

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
 Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

<p>TRANSPORTATION: NEPA DELEGATION</p> <p>AB 863</p> <p>Author Torres</p> <p>Location Assembly: T, NR</p> <p>Positions</p>	<p>Transit Projects: Environmental Review Process</p> <p>Bill Summary Authorizes the Department of Transportation to assume responsibilities for federal review and clearance under the National Environmental Policy Act for a transit project that is subject to the act. Provides that the state consents to the jurisdiction of the federal courts in that regard, and provides that the department may not assert immunity from suit under the U.S. Constitution with regard to actions brought relative to those responsibilities under federal law.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/21/2013. To Assembly Committees on Transportation and Natural Resources on 03/04/2013.</p>
<p>TRANSPORTATION: PROJECT DELIVERY</p> <p>AB 195</p> <p>Author Hall</p> <p>Location Assembly</p> <p>Positions</p>	<p>Counties: Construction Projects: Design-Build</p> <p>Bill Summary Extends provisions of existing law that authorizes counties to use alternative procedures, known as design-build, for bidding on specified types of construction projects in the county in excess of a specified amount, in accordance with specified procedures, and provides that the procedures include a requirement for contracts awarded after a certain date that a county board of supervisors pay a fee into the State Public Works Enforcement Fund.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 01/28/2013. To Assembly Committee on Local Government on 02/07/2013. From Local Government: Do pass (7-1) to Appropriations on 05/01/2013. From Appropriations: Do pass (16-1) on 05/15/2013.</p>
<p>TRANSPORTATION: PROJECT DELIVERY</p> <p>AB 603</p> <p>Author Cooley</p> <p>Location Assembly: T, LG</p> <p>Positions</p>	<p>Public Contracts: Design-Build: Capitol Connector</p> <p>Bill Summary Authorizes the Capitol Southeast Connector Joint Powers Authority to utilize the design-build procurement for the Southwest Connector Project in Sacramento County, subject to authorization. Requires a transportation entity awarding a contract for a public works project, to reimburse the Department of Industrial Relations for cost of performing prevailing wage monitoring and enforcement of public works project. Requires the moneys to be deposited in a specified fund.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/20/2013. To Assembly Committees on Accountability & Administrative Review and Local Government on 03/07/2013. Withdrawn from Accountability & Administrative Review, re-referred to Transportation and Local Government on 04/01/2013. Author's amendments, re-referred to Transportation on 04/04/2013. Author's amendments, re-referred to Transportation on 04/16/2013. From Transportation: Hearing canceled at the request of the author on 04/22/2013.</p>
<p>TRANSPORTATION: PROJECT DELIVERY</p> <p>AB 401</p> <p>Author Daly</p> <p>Location Assembly</p> <p>Positions</p>	<p>Public Contracts: Design-Build: Highway Route 405</p> <p>Bill Summary Authorizes the Orange County Transportation Authority to utilizes the design-build procurement for the Interstate Highway 405 Improvement Project based on the best value or lowest responsible bid. Requires the Department of Transportation to provide inspection services. Requires the reimbursement of the Department of Industrial Relations for performing prevailing wage monitoring and enforcement of a public works project by the transportation entity that awarded the contract.</p>	<p>Next Hearing</p> <p>Recent Activity Introduced on 02/15/2013. To Assembly Committees on Accountability & Administrative Review and Transportation on 03/19/2013. Author's amendments, re-referred to Accountability & Administrative Review on 04/03/2013. Re-referred to Transportation on 04/11/2013. Author's amendments, re-referred to Transportation on 04/22/2013. From Transportation: Do pass (13-2) to Appropriations on 04/29/2013. Amended, re-referred to Appropriations on 05/02/2013. From Appropriations: Do pass (16-1) on 05/15/2013.</p>

OCTC: Sponsor

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

TRANSPORTATION: PROJECT DELIVERY		Public-Private Partnerships	Next Hearing
AB 749		Bill Summary Amends existing law that authorizes the State Department of Transportation and regional transportation agencies to enter into comprehensive development lease agreements with public and private entities, or consortia of those entities, for certain transportation projects that may charge certain users tolls and user fees and calls those arrangements public-private partnerships. States the intent of the Legislature for a project developed under these provisions to have specified characteristics.	Recent Activity Introduced on 02/21/2013. To Assembly Committee on Transportation on 03/04/2013. From Transportation: Hearing canceled at the request of the author on 04/15/2013. From Transportation: Not heard in committee on 04/29/2013.
Author	Party		
Gorell	R		
Location			
Assembly: T			
Positions			
SANBAG: Work With			
Author			
VOTER THRESHOLD		Local Government: Economic Development: Special Taxes	Next Hearing
SCA 9		Bill Summary Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for community and economic development projects requires the approval of a specified percentage of its voters voting on the proposition.	Recent Activity Introduced on 12/18/2012. To Senate Committees on Governance & Finance and Elections & Constitutional Amendments on 02/07/2013. From Governance & Finance: Be adopted (5-1), to Elections & Constitutional Amendments on 05/15/2013.
Author	Party		
Corbett	D		
Location			
Senate: ECA			
Positions			
VOTER THRESHOLD		Transportation Projects: Special Taxes: Voter Approval	Next Hearing G&F: 05/15/2013
SCA 8		Bill Summary Provides that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for transportation projects requires the approval of 55% of its voters voting on the proposition.	Recent Activity Introduced on 12/14/2012. To Senate Committees on Governance & Finance and Rules on 02/14/2013. From Governance & Finance: Be adopted (5-2), to Rules on 05/15/2013.
Author	Party		
Corbett	D		
Location			
Senate: R			
Positions			
Metro: Support			
OCTA: Oppose			
VOTER THRESHOLD		Local Government Transportation Project: Voter Approval	Next Hearing
SCA 4		Bill Summary Proposes an amendment to the Constitution to provide that the imposition, extension, or increase of a special tax by a local government for the purpose of providing funding for local transportation projects and requires the approval of a related proposition. Prohibits the local government from expending any revenues derived from a special transportation tax approved by the voters at any time prior to the completion of a identified capital project funded by specified revenues.	Recent Activity Introduced on 12/03/2012. To Senate Committees on Governance & Finance and Rules on 02/14/2013. Author's amendments, re-referred to Governance & Finance on 03/19/2013. From Governance & Finance: Be adopted (5-1), to Rules on 05/15/2013.
Author	Party		
Liu	D		
Location			
Senate: R			
Positions			
Metro: Support			
VCTC: Support			
OCTA: Oppose			

Assembly Committees: Accountability & Administrative Review (AAR) | Appropriations (A) | Budget (B) | Housing & Community Development (HCD) | Jobs, Economic Development & The Economy (JEDE) | Local Government (LG) | Natural Resources (NR) | Revenue & Taxation (R&T) | Transportation (T) | Utilities & Commerce (U&C) | Water, Parks & Wildlife (WP&W)
Senate Committees: Appropriations (A) | Business, Professions & Economic Development (BPED) | Education (EDU) | Elections & Constitutional Amendments (ECA) | Energy, Utilities & Communications (EUC) | Environmental Quality (EQ) | Governance & Finance (G&F) | Judiciary (J) | Labor & Industrial Relations (LIR) | Natural Resources & Water (NRW) | Rules (R) | Transportation & Housing (T&H)

SCAG California Legislative Matrix

May 2013

VOTER THRESHOLD		Local Government: Special Taxes: Voter Approval	Next Hearing
SCA 11		Bill Summary Makes conforming and technical, nonsubstantive changes to provisions relative to special taxation. Proposes an amendment to the Constitution to condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition.	Recent Activity Introduced on 01/25/2013. To Senate Committees on Governance & Finance and Elections & Constitutional Amendments on 02/07/2013. From Governance & Finance: Be adopted (5-1), to Elections & Constitutional Amendments on 05/15/2013.
Author	Party		
Hancock	D		
Location			
Senate: ECA			
Positions			
OCTA: Oppose			